### DIRECTORS' MEETING MONDAY, NOVEMBER 15, 2004 - 11:00 A.M. CONFERENCE ROOM 113

### I. MAYOR

- 1. Response E-Mail from Mark Bowen to Pat Henry RE: Money for City streets (See E-Mail)
- 2. NEWS ADVISORY RE: Mayor Coleen Seng and officials with the Public Works & Utilities Department will give an update on the ongoing City wastewater construction projects at a news conference at 10:15 a.m. Tuesday, November 9 at the Theresa Street Wastewater Treatment Facility, 2400 Theresa Street (See Advisory)
- 3. NEWS RELEASE RE: Local Recyclers Accepting Political Yard Signs (See Release)
- 4. NEWS RELEASE RE: Mayor Presents October Award Of Excellence (See Release)
- 5. NEWS RELEASE RE: Improvements Under Way To City's Wastewater System Treatment plant and sewer projects total \$105.8 million (See Release)

### II. DIRECTORS

### FINANCE/ACCOUNTING

1. Material from Mark Leikam, City of Lincoln Keno Auditor - RE: Quarterly Keno Audit - (See Material)

### **HEALTH**

1. NEWS RELEASE - RE: Health Department to Provide Flu Shots to High Risk Individuals - (See Release)

### **PLANNING**

- Letter from Tom Cajka to Michael Johnson, Olsson Associates RE: Beck & Oldfather Addition Final Plat #03003, Generally located at Old Cheney Road & S. 70<sup>th</sup> Street - (See Letter)
- 2. Letter from Brian Will to Mike Johnson, Olsson Associates RE: CORRECTED LETTER-Pine Lake Heights South 11<sup>th</sup> Addition Final Plat #04090, Generally located at South 33<sup>rd</sup> Street and Yankee Hill Road (See Letter)
- 3. Memo & Maps from Ray Hill RE: Bill #04-201, Change of Zone #04057 and Bill #04R-290, Special Permit #04042-Lattimer's CUP (See Material)

### WEED CONTROL AUTHORITY

1. Combined Weed Program - City of Lincoln - October 2004 Monthly Report.

### III. CITY CLERK

### IV. COUNCIL

### A. COUNCIL REQUESTS/CORRESPONDENCE

### JONATHAN COOK

- 1. OUTSTANDING Request to **Harry Kroos, Public Works & Utilities Dept., Sidewalk Inspector** RE: Sidewalk Ramps (RFI#119-10/07/04)
- 2. Request to Allan Abbott, Public Works & Utilities Director RE: Stop Signs at 30<sup>th</sup> & Calvert (RFI#121-11/03/04)

### **GLENN FRIENDT**

1. OUTSTANDING Request to Public Works /Law /Urban Development - RE: Alley improvements (RFI#38 - 8/16/04). — 1.) SEE RESPONSE FROM DENNIS BARTELS, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#38 - 8/23/04.— 2.) SEE RESPONSE FROM JEFF COLE, URBAN DEVELOPMENT DEPARTMENT RECEIVED ON RFI#38 - 8/26/04.

2. OUTSTANDING Request to Allan Abbott, Public Works & Utilities Director/
Marvin Krout, Planning Director - RE: Williamsburg Lake Dredging
(RFI#39 - 8/17/04). — 1.) SEE RESPONSE FROM KARL
FREDRICKSON, PUBLIC WORKS & UTILITIES DEPARTMENT
RECEIVED ON RFI#39-10/01/04.

### ANNETTE McROY

1. Request to Public Works & Utilities Department, Traffic Division - RE: Hwy 77/West "O" Street (RFI#161 - 11/08/04)

### PATTE NEWMAN

1. Request to Marc Wullschleger, Urban Development; Don Herz and Steve Hubka, Finance; Allan Abbott and W. Telen, Public Works; <del>Dana Roper, City Attorney</del>; Marvin Krout, Planning - RE: Antelope Valley Project, Tax Increment Financing (in relationship to non-profit organizations and the current Michigan and Connecticut court cases on eminent domain and their effects on T.I.F funding here) and Consultants and Consulting fee funding. (RFI #27 - 10-01-04). — 1.) SEE RESPONSE FROM MARVIN KROUT, PLANNING DIRECTOR RECEIVED ON RFI#27-10/06/04. — 2.) SEE RESPONSE FROM JOEL PEDERSEN, CITY LAW DEPARTMENT RECEIVED ON RFI#27 - 10/18/04.

### **TERRY WERNER**

- 1. OUTSTANDING Request to **Vince Mejer, Purchasing Agent** RE: Notice to Bidders #04-110 Television Equipment (RFI#132 6/16/04)
- 2. Request to Dana Roper, City Attorney RE: Butchering Animals (RFI#138-11/01/04)

### B. COUNCIL COMMENTS

### V. MISCELLANEOUS

- 1. Response E-Mail from Pat Henry to Mark Bowen RE: Money for City streets (See E-Mail)
- 2. E-Mail from Richard Esquivel RE: The Patriots Act (See E-Mail)

- 3. Received Reports from Lincoln Electric System on November 4, 2004 RE: The 2005 LES Budget (Council received their copies of these Reports in their packets on 11/04/04)(Copy of these Reports on file in the City Council Office)(No Attachment)
- 4. E-Mail from Michael Von Busch RE: Smoking Ban (See E-Mail)
- 5. E-Mail from Marshall Olds RE: Proposed motor cross track (See E-Mail)
- 6. E-Mail from Karen Kersten RE: Use Permit #04005-A proposed new development in the Highlands area-for the plan of an addition of 38 duplex units on NW 1<sup>st</sup> Street & Barons Road on the Nov. 10<sup>th</sup> City Planning Commission Agenda (See E-Mail)
- 7. E-Mail from Deanna Larson RE: Proposed motorcycle race track (See E-Mail)
- 8. Letter from Steve Pella, Vice President, Nebraska Operations, Aquila RE: An update on Aquila's progress (See Letter)
- 9. Letter from S. Hamilton RE: Proposed motor cross race track (See Letter)
- 10. E-Mail from Nanne Olds RE: NO to motorcycle race track (See E-Mail)
- 11. E-Mail from Jane Kinsey RE: NO to motorcycle race track (See E-Mail)
- 12. E-Mail from Deb Ganz RE: Motorcross Track... HELP! (See E-Mail)
- 13. E-Mail from Yelena Mitrofanova RE: NO to motorcycle race track (See E-Mail)
- 14. E-Mail from Paul Haith RE: Fire Truck bids (See E-Mail)
- 15. Letter from Coby Mach, Lincoln Independent Business Association (LIBA) to Mayor Coleen Seng RE: Would like to express their concern over the recent bidding for new fire trucks (See Letter)

### VI. ADJOURNMENT

da111504/tjg

Mayor

Sent by: Mark D Bowen

11/01/2004 03:09 PM

To: "Pat Henry" < phenry@neb.rr.com >

cc: asmith@unicam.state.ne.us, astuthman@unicam.state.ne.us, "Chris Beutler" < cbeutler@unicam.state.ne.us > ,

chudkins@unicam.state.ne.us, council@ci.lincoln.ne.us, "David

Landis" <dlandis@unicam.state.ne.us>,

dpetersen@unicam.state.ne.us, jjones@unicam.state.ne.us, krutledge@journalstar.com, mayor@ci.lincoln.ne.us,

pbrown@unicam.stste.ne.us, raguliar@unicam.state.ne, "Ron Raikes" < rraikes@unicam.state.ne.us > , tbaker@unicam.state.ne.us

Subject: Re: Money for city streets.

November 1, 2004

Pat Henry phenry@neb.rr.com Lincoln, Nebraska

Dear Mr. Henry:

The Mayor received a copy of your letter to members of the Nebraska Legislature and asked that I provide you additional information.

The City's proposal is not an effort to ask the State Legislature to bail out'the city as you describe. Quite the opposite. Part of the reason the City has a funding gap for street construction is the historically low return we receive from taxes and fees Lincoln and Lancaster drivers send to the State. The proposal asks the Legislature to provide a more fair return on the local tax dollars paid to the state. The City currently receives a 29 percent return on what drivers here send to the state in the form of state gasoline taxes, motor vehicle registration fees and motor vehicle sales taxes. Currently 70% of what Lincoln and Lancaster county drivers pay in local vehicle related taxes and fees benefit other areas of the State.

I understand your concern for the other counties in Nebraska, but I am surprised that you don't believe the City should seek to retain a higher portion of your motor vehicle related taxes and fees in Lincoln for local street construction rather than benefitting other areas of the State. The City proposal is modeled after the federal formula which guarantees that states receive back at least 90% of what each state contributes to the federal highway trust fund. The reason the City proposed a 50% return was because it would also help the majority of the counties and communities. There are 50 counties, large and small, that currently receive less than a 50% return from their contributions paid to the state.

We recognize that Lancaster County, as a more populated county, will probably always pay more to the state than we will receive back to help finance the statewide road network which is why the City did not propose receiving the 90% guaranteed to the State under the federal highway formula. To address the concern you have about lesser populated counties, the City also proposed the State adopt the "hold harmless" provision used in the federal formula to ensure lesser populated counties do not receive less funds while the other 50 counties are brought up to the 50% minimum return. Some counties, probably the less populated ones, will always continue to receive more road funds than they contribute and more than proposed 50% minimum.

Sincerely, Mark Bowen Chief of Staff to the Mayor



"Pat Henry"
<phenry@neb.rr.com
>

10/18/2004 08:32 PM

To: <astuthman@unicam.state.ne.us>, <asmith@unicam.state.ne.us>, <dpetersen@unicam.state.ne.us>,

<chudkins@unicam.state.ne.us>,

<pbre>cpbrown@unicam.stste.ne.us>, <raguliar@unicam.state.ne>,

<jjones@unicam.state.ne.us>, <tbaker@unicam.state.ne.us>
cc: "David Landis" <dlandis@unicam.state.ne.us>, "Ron Raikes"

<rraikes@unicam.state.ne.us>, <mayor@ci.lincoln.ne.us>,

<council@ci.lincoln.ne.us>, "Chris Beutler"

<cbeutler@unicam.state.ne.us>, <krutledge@journalstar.com>

Subject: Money for city streets.

It may be true that the return to the cities and counties of fees and txes in Nebraska is in some cases less than it should be, but to accept the 50% proposal would, in my mind, put he lesser populated counties at a much greater disadvantage than is necessary. The recent approach to the Unicameral by the City of Lincoln to obtain funds denied by its voters is much too early on the City's part. The administration should not be asking the State and the Legislature to bail it out of the current situation. The recent bond issue failed in my opinion and in the opinion of many (some of whom spoke at a meeting the Mayor held-on a night the City Council could not attend-seeking citizen input as to the failure of the bond issue, and several more would have spoken had the Mayor not shut of comments at 9:00pm) because of a lack of confidence and trust in the Mayor, the Council, and many of the un-elected members of the administration. The two to one negative vote by the people on the bond issue was a vote of no confidence in this administration and the City should not be asking for more money,nor the State to bail it out, now when the people have said no. The City probably needs the proposed infrastructure improvements, but please do not let this attempt to step around the voters succeed until the Administration and the Council regain some trust, confidence, and respect of the people of Lincoln.

Attached is a copy of the presentation which I made at the meeting mentioned above. Comments were limited to three minutes, and that was not sufficient for the comments I prepared. I did give the Mayor a copy, and I gave a second copy to an aide who said it would get to the absent Council.

Patrick J. Henry 1460 Buckingham Dr. Lincoln, NE 68506



402-488-8098 MAYOR.doc

## MAYOR'S MEEETING SEPTEMBER 27, 2004

Good evening Honorable Mayor, Council Members, and other city and community leaders. I am Patrick J. Henry of 1460 Buckingham Dr. of Lincoln.

I believe that last Tuesday's defeat of the bond issue was not as much a negative vote of the particular projects or funding method chosen, though they probably played a part, as it was a vote of no confidence in city leadership, both elected and non-elected. The very low turnout may have indicated that many believed that no matter how the vote turned out, the leadership would find a way to do it as the leadership desired anyway.

John Adams and Alexander Hamilton, among others of our founding fathers, were very unhappy with the development of political parties, believing this would lead to animosity and divisiveness and a decline in the collegiality that had enabled the leaders of the time to develop the guiding documents under which our country operates. Benjamin Franklin referred to this problem when he came out of Carpenters Hall and questioned if we could keep the form of government which they had structured. I believe the situation among our city leaders (as well as among many of our national leaders) reflects that this fear was justified, and goes a long way to explain the lack of confidence and the absence of trust the general population now has in city government.

We see these problems at almost all council meetings. Most decisions are strictly along party lines, leading many of us to wonder if any member can deviate from the minds of the party leadership. We do not have to spend much time before observing the lack of collegiality among the members, and it is not a new problem-it has been observed for a number of years.

We understand the lack of trust when the Council can change the smoking ordinance without publication and without public hearing, changing an ordinance with which many business people had believed to be final and with which they had been making changes so they would be in compliance. Neither my wife nor I are smokers and we do appreciate a smoke free environment in which to dine, but I believe the manner in which this ordinance was stuffed down upon the business community was uncalled for and sent a message that the Council cannot be trusted.

Spending five hours on the Patriots Act at a recent meeting sent the message the majority of the Council had nothing better to do at a meeting than discuss an item over which the members have neither control nor influence: Could the City have been in better hands on this day? Were other agenda items given short shrift as a result of this heavily weighted item?

The handling of the 48<sup>th</sup> and O property problem has not been without questionable action from the Council down through department heads. The appearance of unfair treatment of property owners by City employees and Council members also raised many questions in the minds of residents. In this situation there appear to be many targets for finger pointing, and if nothing was handled incorrectly, some explanations need to be given the people.

The manner in which the recent rate increase request from LES has been allowed to progress raises many questions. On a four to three vote the Democratic members defeated the request for a three percent rate increase. Then LES hired the former Mayor (a Democrat) to lobby the Council on its behalf for \$150.00 per hour to achieve the desired increase. Is the leadership of LES so weak it cannot speak to Council members on its own behalf? Was this deal worked out ahead of time to help the former Mayor? Can (and have) other Departments of the City hired outside lobbyists to do this

type of communication? Why is this necessary and what checks are in place to prevent the bill from exceeding more than the three or four hours it should take a knowledgeable member of the LES staff to do this act? And what do many voters in this City who make less than \$30.00 an hour think of the sweet deal? Some have suggested that the vote was the result of LES not burying cable in a location suggested by one member of the Council. I hate to believe that such childishness could sway the vote on any matter before the Council, but that is the perception of some in this City.

I, and I am told, others, have written thoughtful, researched letters to members of the Council without obtaining a reply without calling the Council office, and then only from an aide. There is seldom written acknowledgment of a letter let alone a written response or phone call from the council member. It is easier to communicate with a State Senator than a City Council member. And the same can be said of the mayor's office (although I have not yet communicated with the current mayor) when the response has been from an "ombudsman" who attempts to do nothing for the resident but reinforce the position of the City, not even giving a hint of how the resident could approach the problem. I note here this is not the usually understood role of an ombudsman.

Before you conclude I am expressing views of a sour Republican, let me state the only straight ticket I have ever cast has been in primaries. I am a registered Republican, but have voted for Democrats quite frequently. The only political contribution made from our household this year has been to a Democrat. The only volunteer political work being done by our household this year is being done by my wife, a Democrat working on behalf of a Democrat. I am about as politically neutral as a person can be.

I sincerely hope the leaders will move forward not as Democrats, not as Republicans, but as Lincolnites.

Thank you for this opportunity.

1AYOR COLEEN J. SENG

lincoln.ne.gov

### OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

DATE: November 8, 2004

FOR MORE INFORMATION: Dave Norris, Citizen Information Center, 441-7547

Mayor Coleen J. Seng and officials with the Public Works and Utilities
Department will give an update on the ongoing City wastewater construction
projects at a news conference at 10:15 a.m. Tuesday, November 9 at the Theresa
Street Wastewater Treatment Facility, 2400 Theresa Street.

The entrance to the Theresa Street Wastewater Facility is immediately north of the 27th Street overpass between Holdrege Street and Cornhusker Highway.



# NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

### PUBLIC WORKS AND UTILITIES DEPARTMENT

Recycling Office, 2400 Theresa Street, Lincoln, NE 68521, 441-7043, fax 441-8735

FOR IMMEDIATE RELEASE: November 8, 2004

FOR MORE INFORMATION: Gene Hanlon, City Recycling Coordinator, 441-7043

### LOCAL RECYCLERS ACCEPTING POLITICAL YARD SIGNS

Lincoln area residents can recycle their cardboard and wire political yard signs through November. Midland Recycling at 440 "J" Street will recycle the cardboard, and Alter Scrap Processing at 525 "N" Street will recycle the wire. The recyclers will have containers in front of their buildings for residents to deposits signs. Plastic yard signs cannot be recycled at this time, but the wire supports can be recycled.

City ordinance requires that political yard signs be removed within 10 days after an election.

Those with questions about the City's recycling program, can contact the City Recycling Hotline at 441-8215.



# NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

### OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

FOR IMMEDIATE RELEASE: November 8, 2004

FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

### MAYOR PRESENTS OCTOBER AWARD OF EXCELLENCE

Mayor Coleen J. Seng today presented the Mayor's Award of Excellence for October to Susan Steider, a librarian at the Eiseley Branch Library. The monthly award recognizes City employees who consistently provide exemplary service and work that demonstrates personal commitment to the City. The award was presented at the beginning of today's City Council meeting.

Steider, who has worked for the City since 1997, was nominated by Supervisor Julie Simpson in the categories of productivity and customer relations. During Eiseley's first 18 months of operation, more than 130 teens came to the library every day after school. Steider was transferred from the library's northeast service unit to help make a positive impact on the students and became Eiseley's advocate for the teens.

Steider educated the staff on the developmental aspects of teens, so they could better understand their needs. She began a Teen Advisory Board, which led to Eiseley putting up a rack to hold backpacks and an area to include CD-ROM computers. Twice a year, Steider visits the middle schools and high schools to talk about books for teens and promote the library. She sees 600 to 900 teens each time, and many then visit the library and ask for the books she featured.

In her nomination, Simpson wrote, "Susan has the innate ability to know what types of books teens like to read and has a great rapport with the teens. They listen when she talks." A thankyou note from a media specialist said Susan brings a "fresh, lively approach" to her book talks and keeps students "on the edge of their seats." A comment card from a teen reads, "Susan S. is a leader at this library. She works well with the teens. You need that! She is always pleasant and helpful. She is terrific."

Simpson said, "She inspires us all to have a positive relationship with the teens, and, as well, inspires the staff to read young adult fiction." Susan also manages the Youth Services Department, serves on library committees and is active in the leadership team at Eiseley.

The other categories in which employees can be nominated are loss prevention, safety and valor. All City employees are eligible for the Mayor's Award of Excellence except for elected officials and some managers. Individuals or teams can be nominated by supervisors, peers, subordinates and the general public. Nomination forms are available from department heads, employee bulletin boards or the Personnel Department, which oversees the awards program.

Mayor's Award of Excellence November 8, 2004 Page Two

All nominations are reviewed by the Mayor's Award of Excellence Committee, which includes a representative with each union and a non-union representative appointed by the Mayor. Award winners receive a \$100 U.S. savings bond, a day off with pay and a plaque. Monthly winners are eligible to receive the annual award, which comes with a \$500 U.S. savings bond, two days off with pay and a plaque.



# NEWS RELEASE

MAYOR COLEEN J. SENG

lincoln.ne.gov

### OFFICE OF THE MAYOR

555 S. 10th Street, Lincoln, NE 68508, 441-7831, fax 441-7120

FOR IMMEDIATE RELEASE: November 9, 2004

FOR MORE INFORMATION: Gary Brandt, Utilities Coordinator, 441-7967

Diane Gonzolas, Citizen Information Center, 441-7831

### IMPROVEMENTS UNDER WAY TO CITY'S WASTEWATER SYSTEM

Treatment plant and sewer projects total \$105.8 million

Mayor Coleen J. Seng today said the \$105.8 million in improvements being made to the City's wastewater system are important projects for the entire community. Seng and City Public Works and Utilities Department staff gave a progress report on projects budgeted for this fiscal year.

"These investments are critical for the protection of public health, the environment and the future of our community," said Mayor Seng. "To meet more stringent federal and state water quality standards, the City Wastewater Division worked with state officials to establish discharge limits for both of our treatment plants. We are building the facilities the City needs to meet those federal and state standards and to accommodate future growth."

The \$105.8 million investment in the City's Wastewater system includes \$44.9 million in improvements to the trunk sewer and collection system; \$35.8 million at the Theresa Street Plant; \$23.8 million at the Northeast Treatment Plant; and \$1.3 million in miscellaneous projects at the two treatment plants. (See fact sheet.)

The improvements to the trunk sewer and collection system include the replacement and repair of aging collection system infrastructure lines, lift stations and relief trunk lines as well as extensions to the larger lines that collect and transport flow to the City's two treatment facilities.

The major projects at both treatment plants are construction of the ammonia removal systems, which must be completed by January 2009 to meet state requirements. These projects are required to meet the new discharge permit standards set by the state to protect Salt Creek. The Theresa Street projects include about \$4.8 million for the installation of odor control equipment and \$1.1 million for repair of the Salt Creek bank near the plant. Other improvements at the treatment plants include grit handling, disinfection systems and bar screen replacement.

Allan Abbott, City Public Works and Utilities Director, said the majority of the improvements are being financed by revenue bonds. Last month, the City Council approved the second in a series of rate increases that establish the financial base for the issuance of the bonds.

A summary of the projects can be found on the City Web site at lincoln.ne.gov. under the Public Works and Utilities section.

# CITY OF LINCOLN WASTEWATER SYSTEM IMPROVEMENTS \$105.8 MILLION

### Collection System and Trunk Sewer Construction Projects - \$44.9 million

Salt Valley Basin: \$21.4 million

Improvements to serve south and southwest Lincoln include a relief trunk sewer from Haymarket Park to Old Cheney Road and projects in the upper southeast and upper southwest Salt Creek.

**Beal Slough Basin: \$8.7 million** 

Improvements from 6th Street and Pioneers Boulevard to 27th Street and Highway 2.

Stevens Creek Basin: \$6.9 million

Projects include preliminary design and routing of the main trunk sewer system; final design from the Northeast Plant to about 98th and "O" streets; and construction from the Northeast Plant to North 84th Street and Eletcher Avenue.

Little Salt Creek Basin: \$2.1 million

Improvements to the North 31st Street lift station.

Oak Creek Basin: \$2.1 million

Improvements in northwest Lincoln near the Lincoln Municipal Airport.

West "O" Street: \$2.4 million

Extends the trunk sewer from S.W. 40th Street to near N.W. 48th Street and I-80.

Antelope Basin Improvements: \$500,000

Selected Replacement and Miscellaneous Improvements: \$800,000

### Theresa Street Treatment Facility Construction Projects - \$35.8 million

### Nitrification (Ammonia Removal) and Capacity Improvements: \$21.8 million

This project is required by the new federal NPDES (National Pollutant Discharge Elimination System) permit to remove ammonia from the water discharged into Salt Creek to meet discharge limits and to improve the environment of aquatic life. (Scheduled for completion by January 2009.)

### Grit Handling Facility Improvements: \$5.1 million:

These projects will improve the removal of sand and heavy particulate matter that enter the treatment plants from the typical household waste stream and through water infiltration into the sanitary sewer collection system. The removal of this material extends the life of treatment equipment, improves the overall efficiency of the treatment plants and reduces maintenance and operation costs. (Scheduled for completion by December 2004.)

### New Ultra-violet Light Disinfection System: \$3.0 million

New federal NPDES permits mandate that residual chlorine be removed from water discharged by the water treatment facilities. The installation of ultra-violet light disinfection systems reduces the use of chlorine for disinfection and additional chemicals used to remove the chlorine after the water has been disinfected. This project reduces the safety hazard of using the chemicals and reduces operation and maintenance costs. (Scheduled for completion by May 2005.)

### **Odor Control Improvements: \$4.8 million**

This project installs equipment on a portion of the treatment system, which will reduce odors that are emitted from that facility. (Scheduled for completion by June 2005.)

### Salt Creek Bank Repair: \$1.1 million

This project addresses the failure of a portion of the Salt Creek levee bordering the plant. This improvement will protect facilities from the potential of flooding, erosion of the bank and potential damage to adjacent facilities. (Scheduled for completion by June 2006.)

### Northeast Treatment Facility Construction Projects - \$23.8 million

Nitrification (Ammonia Removal) and Capacity Improvements: \$13.7 million (Same as Theresa Street.)

### Grit Handling Facility Improvements: \$2.6 million

(Same as Theresa Street. Scheduled for completion by June 2006.)

### New Ultra-violet Light Disinfection System: \$1.7 million

(Same as Theresa Street. Scheduled for completion by January 2005.)

### Solids Handling Improvements: \$4.7 million

This project replaces the existing equipment and incorporates new technology to process sludge, the byproduct of the biological treatment of sewage. The new equipment removes water from the sludge, which reduces the quantity as well as the difficulty and cost of disposal. (Scheduled for completion by December 2004.)

### Bar Screen Replacement: \$1.1 million

The bar screens remove material larger than 3/8-inch in diameter from the sewage flow for disposal at the landfill. If this material was not removed, it would cause damage to treatment plant equipment and reduce the efficiency of treatment processes. The existing bar screens are 25 years old and have reached the end of their useful life. (Scheduled for completion by June 2005.)

### Northeast and Theresa Street Miscellaneous Projects - \$1.3 million

These improvements include repair to the Theresa Street maintenance building, pump replacements and minor system and equipment replacements at both treatment plants.



### MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

City Controller's Office Finance Department Don Herz, Director 555 South 10th Street Suite 103 Lincoln, Nebraska 68508 402-441-7421 fax: 402-441-8325 The Honorable Mayor And Members of the City Council Lincoln, Nebraska

I have performed the procedures as required by Revenue Ruling 35-96-3 published by the Nebraska Department of Revenue, Charitable Gaming Division, which were agreed to by the City of Lincoln and the Nebraska Department of Revenue, solely to assist the specified users in evaluating the City of Lincoln's compliance with the Nebraska County and City Lottery Act and County and City Lottery Regulations during the quarter ended September 30, 2004. The sufficiency of these procedures is solely the responsibility of the specified users of the report.

Sample sizes exceeded the minimum required and additional procedures were performed as determined necessary by the City of Lincoln's level of keno activity and are summarized as follows:

Audit Procedure	Sample	Required
• Review videotapes of ball draws.	150 games	15 games
• Review winning tickets of \$1,500 and over.	100% (70 tickets)	100% (up to 23)
Review paid tickets	200 tickets	23 tickets
• Review void tickets.	100 tickets	23 tickets
• Trace paid tickets to the transaction log.	53 tickets	23 tickets
• Verify the accuracy of the transaction log.	3 days	1 shift
<ul> <li>Recalculate the prize reserve balance and reconcile to prize bank accounts.</li> </ul>	Monthly	Not required
<ul> <li>Verify that lottery worker applications have been filed with the State for all employees performing work directly related to the conduct of the lottery.</li> </ul>	100%	Not required



During the performance of the required procedures and additional testing noted above, no findings were noted.

This report is intended solely for the information and use of officials of the City of Lincoln, the management of Lincoln's Big Red Lottery Services Ltd. and the Nebraska Department of Revenue and is not intended to be and should not be used by anyone other than these specified parties.

Mark Leilean

Mark Leikam City of Lincoln Keno Auditor November 8, 2004 FOR IMMEDIATE RELEASE:

November 8, 2004

FOR MORE INFORMATION:

Bruce Dart, MS, 402-441-8001

Health Director

Tim Timmons, R.N., 402-441-8056

Communicable Disease Program Supervisor

**Health Department to Provide Flu Shots to High Risk Individuals** 

The Lincoln-Lancaster County Health Department announced its plans to offer Flu

shots to high-risk individuals. Health Director, Bruce Dart, stated "We are continuing

to make every effort to make flu vaccine available to those at high risk. Our plans

should help in this effort."

The Department s plan for vaccinating high risk individuals includes:

On October 28th, the Department using Flu vaccine obtained through the Vaccine for

Children (VFC) program began providing flu vaccine to children 6 months through 23

months of age. That effort continues on a Monday through Friday, 8:00 a.m. to 3:30

p.m., basis at the Department's main office, 3140 N Street. There is an administration

fee of \$10.00.

Beginning Tuesday, November 9th, the Department will begin providing Flu vaccine to

high risk children, 2 years to 18 years of age. The vaccine will be provided Monday

through Friday, 8:00 a.m. to 3:30 p.m., at the Department's main office, 3140 N Street.

Children ages 2 through 18 years old MUST provide a written physician order at the

time of vaccination. There is an administration fee of \$10.00.

On Saturday, November 13th, the Department will hold a public Flu clinic for high risk individuals. The clinic will be held from 8:00 a.m. to 1:00 p.m. at Lincoln East High School. Those planning to attend this clinic should enter through the south doors of the high school. This is for high-risk individuals only, as listed under the current CDC recommendations for who should be vaccinated. Pneumococcal Polysacchride vaccine will also be available for those over 65 years of age. Those on Medicare Part B can receive both Flu and Pneumococcal Polysacchride vaccine at no cost. Those high-risk adults not on Medicare will be charged a flat fee of \$17.00 for Flu vaccine and \$26.00 for Pneumococcal Polysacchride vaccine.

The current CDC recommendations for who should be vaccinated are:

People 65 years of age and older

Children ages 6 months to 23 months

Adults and children 2 years of age and older with chronic lung or heart disorders including heart disease, asthma, chronic metabolic diseases (including diabetes), kidney diseases, blood disorders (such as sickle cell anemia), or weakened immune systems, including persons with HIV/AIDS

Pregnant women

Children and teen agers, 6 months to 18 years of age, who take aspirin daily

Residents of nursing homes and other chronic-care facilities

Household members and out-of-home care givers of infants under the age of 6 months (Children under the age of 6 months cannot be vaccinated.)

Healthcare workers who provide direct, hands-on care to patients

The Lincoln-Lancaster County Health Department local Flu hotline number (441-0358)

is updated daily by the Department to provide the public with up-to-date information about Flu vaccine availability. Those high-risk individuals who have not received a flu

shot should continue to check the hotline regularly.

Tim Timmons, R.N.
Communicable Disease Program Supervisor
Lincoln-Lancaster County Health Department
3140 N Street
Lincoln NE 68510

Voice: (402) 441-8056 Fax: (402) 441-6205



# CITY OF LINCOLN

MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

Lincoln-Lancaster County Planning Department Marvin S. Krout, Director

Mary F. Bills-Strand, Chair City-County Planning Commission

> 555 South 10th Street Suite 213 Lincoln, Nebraska 68508 402-441-7491 fax: 402-441-6377



Michael Johnson Olsson Associates 1111 Lincoln Mall Lincoln, NE 68508

RE: Beck & Oldfather Addition Final Plat #03003  $\,$  Generally located at Old Cheney Rd. & S.  $70^{th}$  St.

Dear Mr. Johnson:

Beck & Oldfather Addition generally located southwest of Old Cheney Rd. and S. 70<sup>th</sup> St. was approved by the Planning Director on November 5, 2004. The plat and the subdivision agreement must be recorded in the Register of Deeds. The fee is determined at \$.50 per existing lot and per new lot and \$20.00 per plat sheet for the plat, and \$.50 per new lot and \$5.00 per page for associated documents such as the subdivision agreement. If you have a question about the fees, please contact the Register of Deeds. Please make check payable to the Lancaster County Register of Deeds. The Register of Deeds requests a list of all new lots and blocks created by the plat be attached to the subdivision agreement so the agreement can be recorded on each new lot.

Pursuant to § 26.11.060(d) of the Lincoln Municipal Code, this approval may be appealed to the Planning Commission and any decision of the Planning Commission to the City Council by filing a letter of appeal within 14 days of the action being appealed. The plat will be recorded with the Register of Deeds after the appeal period has lapsed (date + 14 days), and the recording fee and signed subdivision agreement have been received.

Sincerely,

Tom Cajka Planner

CC: Robert Beck
Diane Oldfather
Joan Ray, City Council
Dennis Bartels, Public Works & Utilities
Terry Kathe, Building & Safety
Sharon Theobald, Lincoln Electric
Jean Walker, Planning
File

I:\PC\FP\Approval.wpd





# CITY OF LINCOLN NEBRASKA

MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

Lincoln-Lancaster County Planning Department Marvin S. Krout, Director

Mary F. Bills-Strand, Chair City-County Planning Commission

> 555 South 10th Street Suite 213 Lincoln, Nebraska 68508 402-441-7491 fax: 402-441-6377



Mike Johnson Olsson Associates 1111 Lincoln Mall Lincoln, NE 68508

RE: CORRECTED LETTER

Pine Lake Heights South 11<sup>th</sup> Addition - Final Plat #04090 Generally located at South 33<sup>rd</sup> Street and Yankee Hill Road

Dear Mike,

The previous letter mailed to you included an incorrect plat name. This letter is to inform you that Pine Lake Heights South 11<sup>th</sup> Addition - Final Plat #04090, generally located at South 33<sup>rd</sup> Street and Yankee Hill Road was approved by the Planning Director on 11/4/04. The plat and the subdivision agreement must be recorded in the Register of Deeds. The fee is determined at \$.50 per existing lot and per new lot and \$20.00 per plat sheet for the plat, and \$.50 per new lot and \$5.00 per page for associated documents such as the subdivision agreement. If you have a question about the fees, please contact the Register of Deeds. Please make check payable to the Lancaster County Register of Deeds. The Register of Deeds requests a list of all new lots and blocks created by the plat be attached to the subdivision agreement so the agreement can be recorded on each new lot.

Pursuant to § 26.11.060(d) of the Lincoln Municipal Code, this approval may be appealed to the Planning Commission and any decision of the Planning Commission to the City Council by filing a letter of appeal within 14 days of the action being appealed. The plat will be recorded with the Register of Deeds after the appeal period has lapsed (date + 14 days), and the recording fee and signed subdivision agreement have been received.

Sincerely,

**B**rian Will Planner

XC:

Scott Howerter, Presbyterian Welfare Foundation, 7610 Cross Creek Circle, Lincoln, NE 68516

Larry Portratz, Lincoln Housing Authority, 5700 R Street, Lincoln, NE 68505

Joan Ray, City Council Dennis Bartels, Public Works & Utilities Terry Kathe, Building & Safety Sharon Theobald, Lincoln Electric Jean Walker, Planning file



### **MEMORANDUM**

DATE:

November 9, 2004

TO:

City Council

FROM:

Ray Hill, Planning Department

SUBJECT:

Change of Zone #04057 and Special Permit #04042- Lattimer's CUP

Bill #04-201

Bill No. 04R-290

COPY:

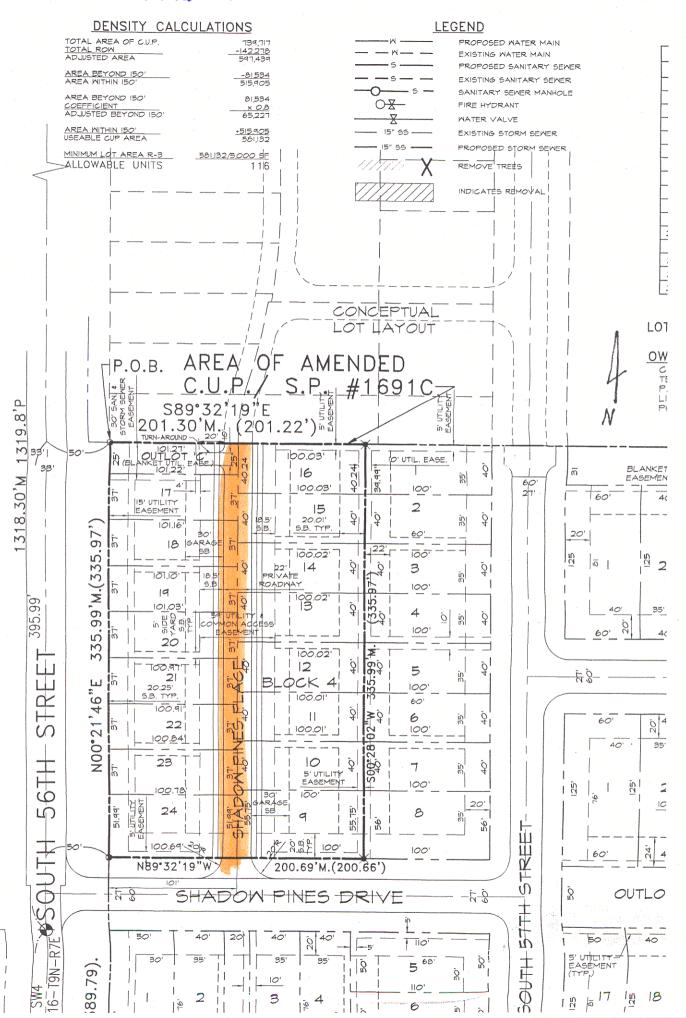
file

In response to Mark Hunzeker's remarks please find attached developments that include private roadways. You will note the private roadways do not act as a collector of surrounding property. There are other public streets that provide access or the private roadway system is so curving that it would not be a convenient way of travel through the area. The areas include the private roadways that Mark mentioned plus others.

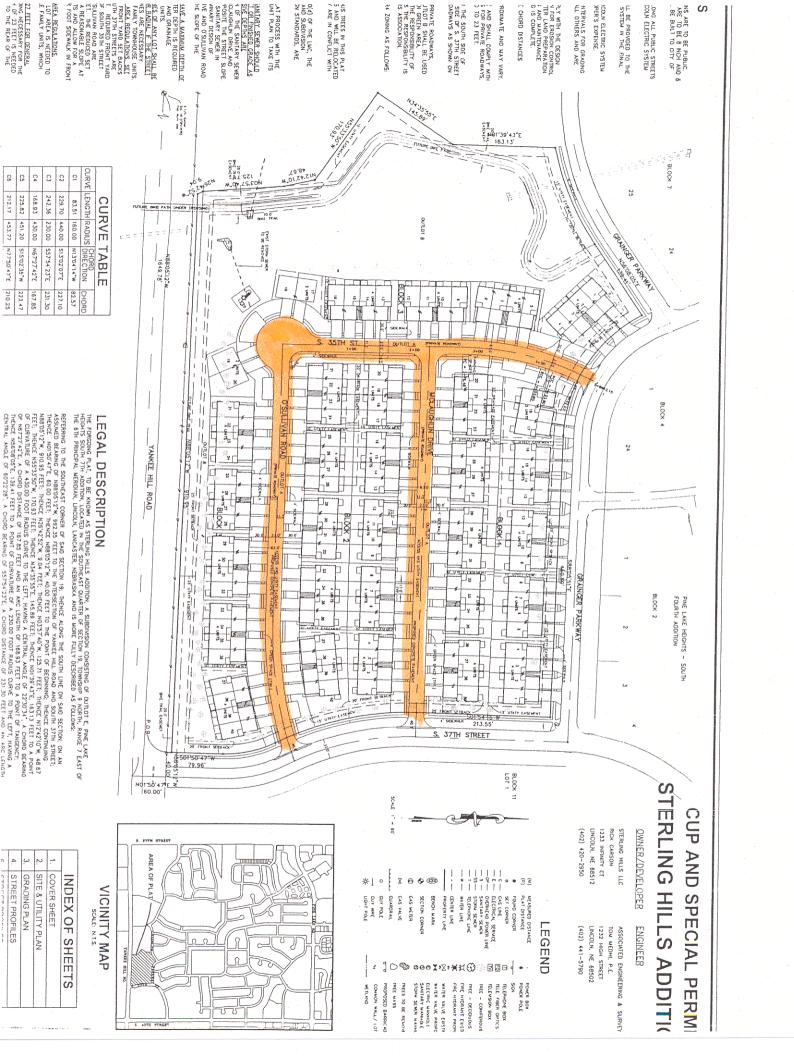
Our notes indicate we mentioned a willingness to recommend approval to a reduction of the front yard in the September 24, 2004 meeting.

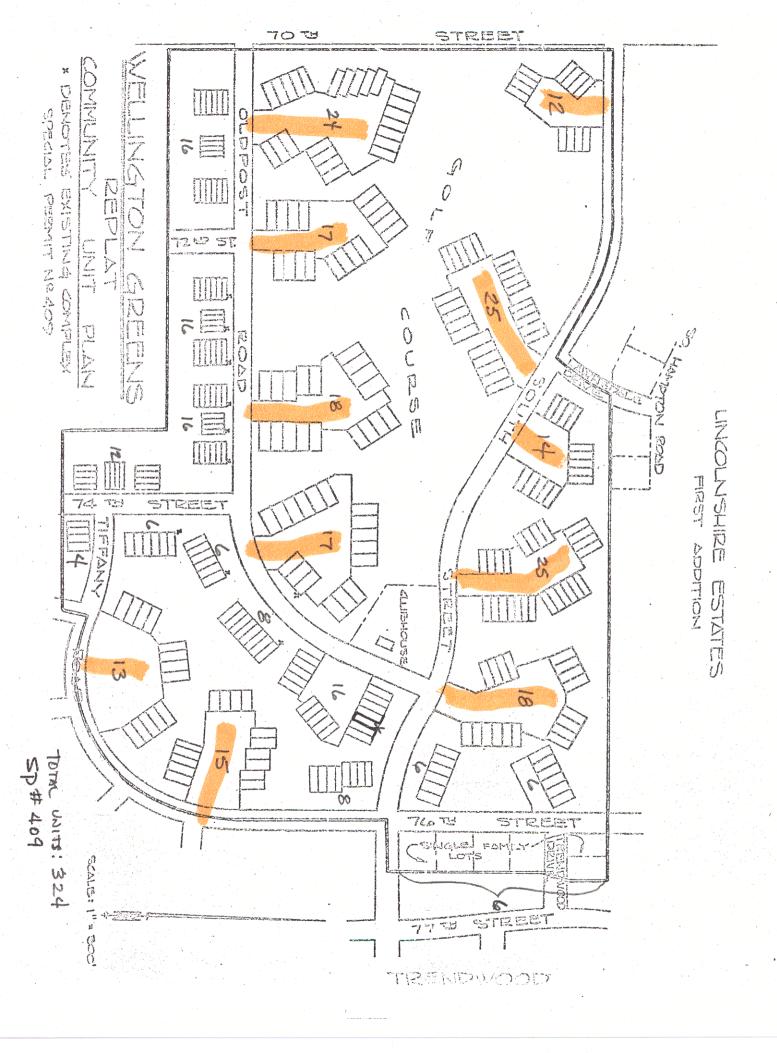
Should you have questions please contact me @ 441-6371.

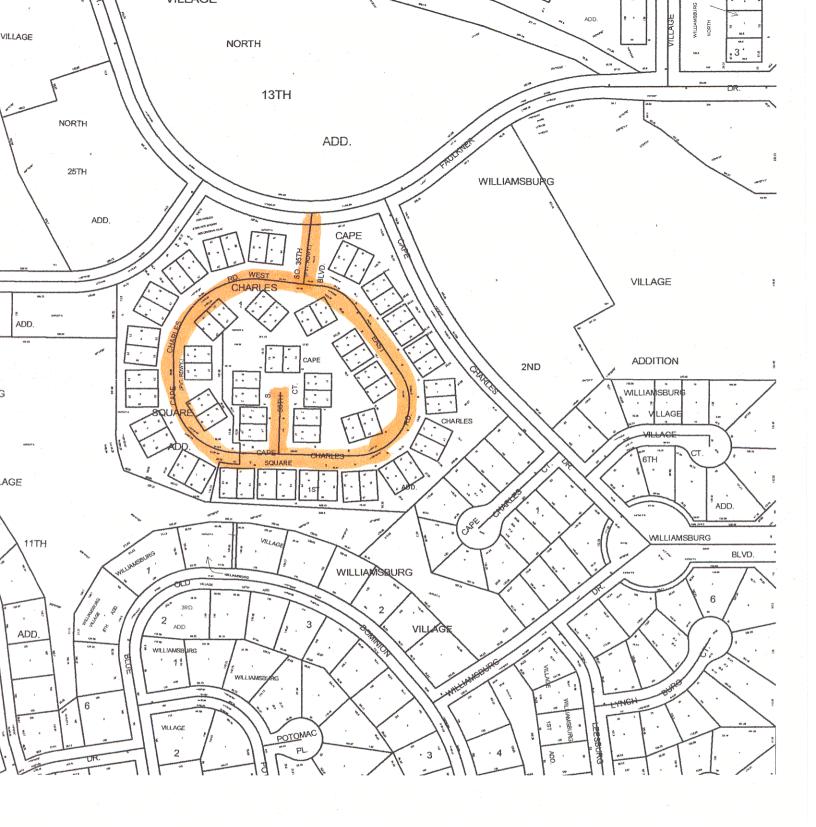
## SHADOW PINES C.U.P.





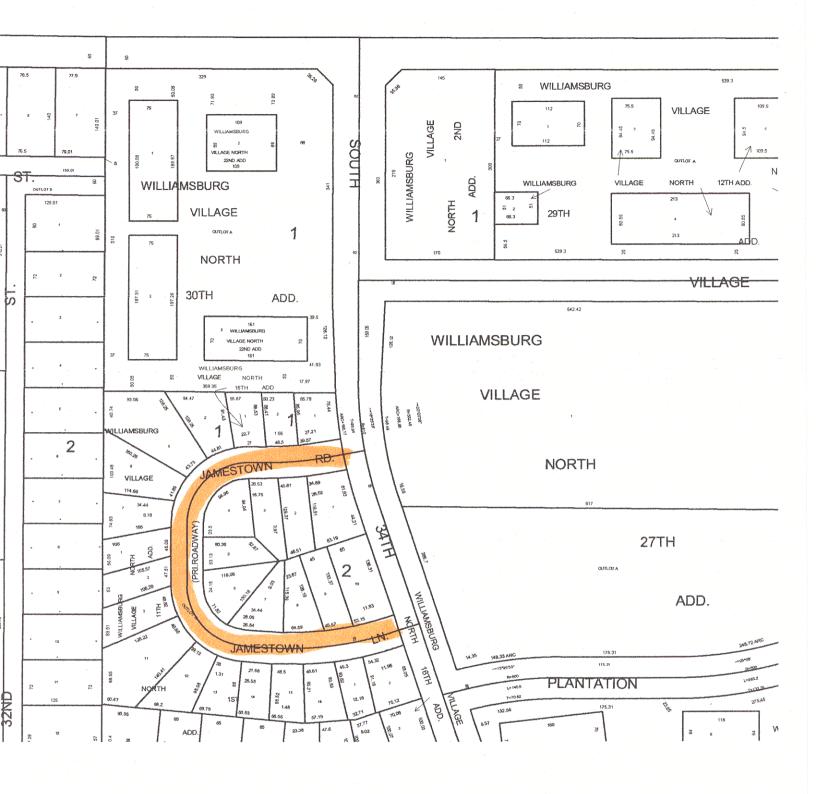






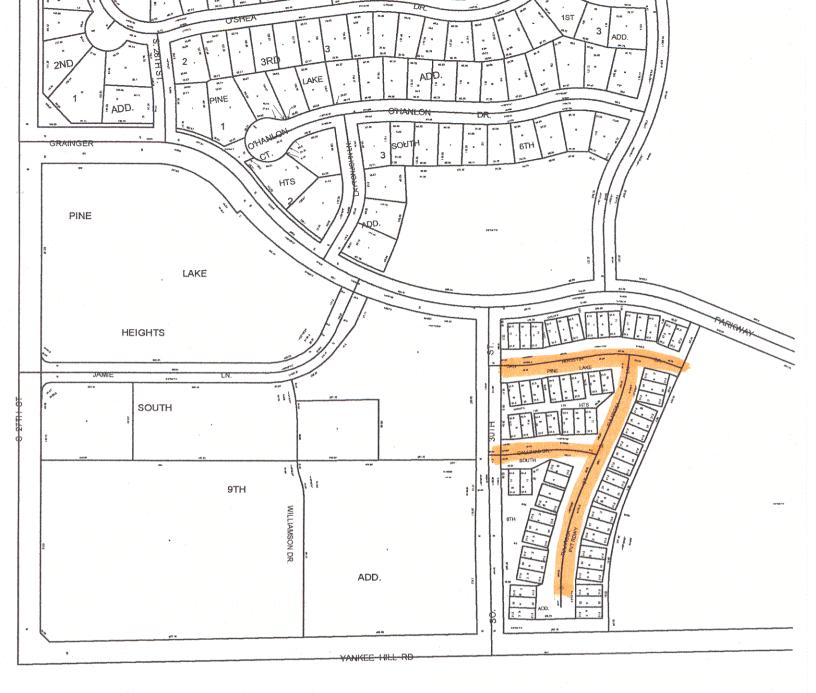
WILLIAMS BURG VILLAGE





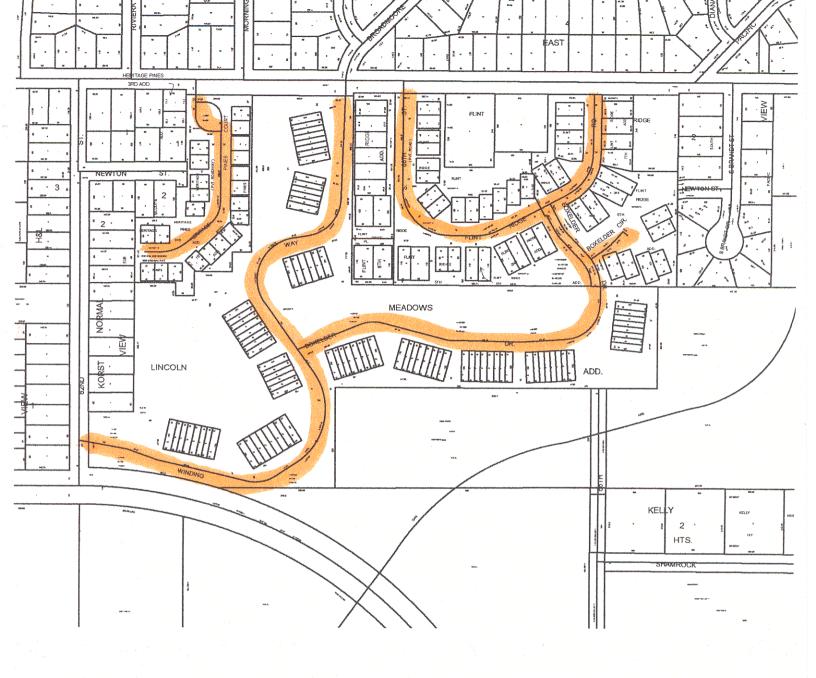
WILLIAMSBURG VILLAGE





PINE LAKE HEIGHTS SOUTH C.U.P.





HERITAGE PINES C.4.P. PLINTRIDGE C.4.P. LINCOLN MEADOWS C.4.P.



# Combined Weed Program City of Lincoln

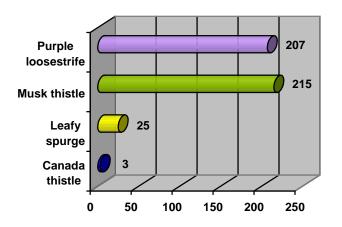
October 2004 Monthly Report

## Inspection Activity

- 5,025 inspections on 2,285 sites have been made to date.
- 872 inspections were made during the month.

#### **Noxious Weeds**

 Made 1,067 inspections on 523 sites on 2,249 acres.

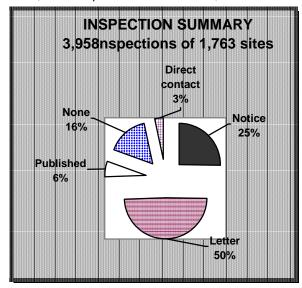


- Found 450 violations on 434 acres.
- Found no violations on 82 sites.
- Sent 45 notices, 327 letters, 12 trace cards and made 59 personal contacts.
- 224 control plans have been received.
- 11 sites controlled by inspectors.
- 372 sites controlled by landowners.
- 1 site forced controlled by contractors
- Control is pending on 3 sites.

### **Weed Abatement**

- Made 3,958 inspections on 1,763 sites on 1,343 acres.
- Found 1,425 violations on 914 acres.
- Found no violations on 320 sites.
- Sent 502 notices, 986 letters, published 122 notifications and made 65 personal contacts.
- 1,288 sites cut by landowners.

- 140 force cut by contractors
- Cutting is pending on 32 sites.
- 1,675 complaints received on 1,397 sites.



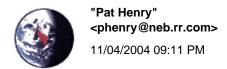
## October Activities

- 2 4-8 Vacation
- 10 PTI Grant Meeting 9:00 AM
- 14 County Management Team Retreat 8:30
- 26-27 Fall Training
- 31 Monthly activity report 6 Fair exhibit

# November Planned Activities

- 4 PTI Grant Meeting
- 11 Mgt Team Mtg 8:30 AM
- 17 LPWMA meeting
- 28 Monthly activity report
- -- Dep of Ag Office evaluation





To: <Mayor@ci.lincoln.ne.us>

cc: <asmith@unicam.state.ne.us>, <astuthman@unicam.state.ne.us>,
 "Chris Beutler" <cbeutler@unicam.state.ne.us>,
 <chudkins@unicam.state.ne.us>, <council@ci.lincoln.ne.us>, "David Landis" <dlandis@unicam.state.ne.us>,
 <dpetersen@unicam.state.ne.us>, <jjones@unicam.state.ne.us>,

<krutledge@journalstar.com>, <mayor@ci.lincoln.ne.us>,
<pbre>pbrown@unicam.stste.ne.us>, <raguliar@unicam.state.ne>, "Ron
Raikes" <rraikes@unicam.state.ne.us>, <tbaker@unicam.state.ne.us>

Subject: Re: Money for city streets.

Mr. Bowen: Thank you for your response to my memo to the Committee on Transportation and Telecommunication regarding the recent request by the City of Lincoln for a greater share of the tax money sent up to the State by the people of Lincoln. I do recognize that over time the City will need some additional funds for needed capital improvements: I disagree with the suggestion that the City should receive a return of 50% of the amount paid in. I have been a tax paying resident of Lincoln for the last 17 years, prior to which I was a resident of Omaha for the bulk of my tax paying life, or 30 plus years. My roots, like those of many residents of the two major cities of Nebraska, are in rural areas of the State, and I do travel frequently on rural roads. I know well the need of these areas to receive a larger share of the funds of which the City seeks than is available to Omaha and Lincoln, and that is as it should be. I do not know the fine points of the formulas used to determine Lincoln's share of the funds, but it does appear to me that a formula which returns more than 35% to the two largest Cities would be unfair to those who travel on the rural roads, city residents as well as rural residents. To ask for a 50% return is expecting too much. It is in my mind both ludicrous and greedy. I do believe there are other fair methods of finding necessary funds for the needs of Lincoln.

The appearance of the City before the Committee so soon after the populace rejected the bond issue certainly sent the message to many of a request for a bail out. The administration of City seems to be in a hurry to obtain the money, and not in a mood to wait for the people of the City to approve funding. But please do not ask rural Nebraska for the funds. Again I believe the people of Lincoln will gladly pay for the improvements they feel are necessary, but not until they again trust the leadership, elected and appointed, of the City.

I do have a problem with your so called "harm harmless" proposal: If the rural areas are to get under your proposal no less than they do now, but Lincoln and Omaha are to receive more than they receive now, where does the balance come from? Who would pay what additional taxes or what current spending would be cut to obtain this objective? Those funds have a finite size, and without some cuts or additional funding sources, I do not understand how this provision could work.

Again, thank you for your response.

```
Pat Henry.
---- Original Message ----
From: <Mayor@ci.lincoln.ne.us>
To: "Pat Henry" <phenry@neb.rr.com>
Cc: <asmith@unicam.state.ne.us>; <astuthman@unicam.state.ne.us>; "Chris
Beutler" <cbeutler@unicam.state.ne.us>; <chudkins@unicam.state.ne.us>;
<council@ci.lincoln.ne.us>; "David Landis" <dlandis@unicam.state.ne.us>;
<dpetersen@unicam.state.ne.us>; <jjones@unicam.state.ne.us>;
<krutledge@journalstar.com>; <mayor@ci.lincoln.ne.us>;
```

November 1, 2004

Pat Henry phenry@neb.rr.com Lincoln, Nebraska

Dear Mr. Henry:

The Mayor received a copy of your letter to members of the Nebraska Legislature and asked that I provide you additional information.

The City's proposal is not an effort to ask the State Legislature to bail out the city as you describe. Quite the opposite. Part of the reason the City has a funding gap for street construction is the historically low return we receive from taxes and fees Lincoln and Lancaster drivers send to the State. The proposal asks the Legislature to provide a more fair return on the local tax dollars paid to the state. The City currently receives a 29 percent return on what drivers here send to the state in the form of state gasoline taxes, motor vehicle registration fees and motor vehicle sales taxes. Currently 70% of what Lincoln and Lancaster county drivers pay in local vehicle related taxes and fees benefit other areas of the State.

I understand your concern for the other counties in Nebraska, but I am surprised that you don't believe the City should seek to retain a higher portion of your motor vehicle related taxes and fees in Lincoln for local street construction rather than benefitting other areas of the State. The City proposal is modeled after the federal formula which guarantees that states receive back at least 90% of what each state contributes to the federal highway trust fund. The reason the City proposed a 50% return was because it would also help the majority of the counties and communities. There are 50 counties, large and small, that currently receive less than a 50% return from their contributions paid to the state.

We recognize that Lancaster County, as a more populated county, will probably always pay more to the state than we will receive back to help finance the statewide road network which is why the City did not propose receiving the 90% guaranteed to the State under the federal highway formula. To address the concern you have about lesser populated counties, the City also proposed the State adopt the "hold harmless" provision used in the federal formula to ensure lesser populated counties do not receive less funds while the other 50 counties are brought up to the 50% minimum return. Some counties, probably the less populated ones, will always continue to receive more road funds than they contribute and more than proposed 50% minimum.

Sincerely, Mark Bowen Chief of Staff to the Mayor City of Lincoln "Pat Henry" <phenry@neb.rr.co To:</pre>

<astuthman@unicam.state.ne.us>,

<asmith@unicam.state.ne.us>,

<dpetersen@unicam.state.ne.us>,

10/18/2004 08:32

<chudkins@unicam.state.ne.us>,

<raquliar@unicam.state.ne>,

<tbaker@unicam.state.ne.us>

<dlandis@unicam.state.ne.us>, "Ron

<rraikes@unicam.state.ne.us>,

<council@ci.lincoln.ne.us>,

<cbeutler@unicam.state.ne.us>,

streets.

<pbre>cpbrown@unicam.stste.ne.us>,

<jjones@unicam.state.ne.us>,

cc: "David Landis"

Raikes"

<mayor@ci.lincoln.ne.us>,

"Chris Beutler"

<krutledge@journalstar.com> Subject: Money for city

It may be true that the return to the cities and counties of fees and txes in Nebraska is in some cases less than it should be, but to accept the 50% proposal would, in my mind, put he lesser populated counties at a much greater disadvantage than is necessary. The recent approach to the Unicameral by the City of Lincoln to obtain funds denied by its voters is much too early on the City's part. The administration should not be asking the State and the Legislature to bail it out of the current situation. The recent bond issue failed in my opinion and in the opinion of many (some of whom spoke at a meeting the Mayor held-on a night the City Council could not attend-seeking citizen input as to the failure of the bond issue, and several more would have spoken had the Mayor not shut of comments at 9:00pm) because of a lack of confidence and trust in the Mayor, the Council, and many of the un-elected members of the administration. The two to one negative vote by the people on the bond issue was a vote of no confidence in this administration and the City should not be asking for more money, nor the State to bail it out, now when the people have said no. The City probably needs the proposed infrastructure improvements, but please do not let this attempt to step around the voters succeed until the Administration and the Council regain some trust, confidence, and respect of the people of Lincoln.

Attached is a copy of the presentation which I made at the meeting mentioned above. Comments were limited to three minutes, and that was not sufficient for the comments I prepared. I did give the Mayor a copy, and I gave a second copy to an aide who said it would get to the absent Council.

Patrick J. Henry 1460 Buckingham Dr. Lincoln, NE 68506 402-488-8098 (See attached file: MAYOR.doc)

### THE PATRIOTS ACT

Last year, President Bush and the Congress passed the Patriots Act. This Act violates many provisions granted by the Constitution of the United States! The founding fathers placed these laws in the Constitution to prevent exactly what is taking place.

The Patriot Act makes this country a police state. A law enforcement officer can stop and question you without just cause. "JUST CAUSE THEY WANT TO!" I can see the added precaution for traveling on public transportation; driving through tunnels; entering a harbor.

The Patriot Act takes away the rights and liberties of you and I. Why? The Constitution grants every citizen the right to freedom of speech and religion, and pursuit of happiness. Our homes, businesses, autos, and any other personal asset can be entered without a warrant, stopped without just cause, arrested for not identifying ourselves, and our assets taken. DOES THIS SOUND LIKE AMERICA???

The U.S. Armed Forces are conducting field training in our cities. Why?? The Constitution specifically states the military can not be used against the citizens of the United States. How many other laws will be violated in the name of security?

Everyone needs to understand the ramifications of the Patriots Act. The same President, with greater support in Congress, can do more damage to our Constitution and way of life.

The Lincoln City Council debated this Act and has received negative comments. Lincolnites should thank the City Council for publicizing the negative effects of the Patriot Act and taking a position against the Act.

Richard Esquivel 733 W. Cuming St. Lincoln, NE 68521



To: "Rich" <resquivel1@neb.rr.com>

cc:

Subject: Re: Support

Dear Mr. Esquivel: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray City Council Office 555 South 10th Street Lincoln, NE - 68508 Phone: 402-441-6866

Fax: 402-441-6533 e-mail: jray@ci.lincoln.ne.us "Rich" <resquivel1@neb.rr.com>



"Rich" To: <council@ci.lincoln.ne.us> <resquivel1@neb.rr.co cc:

1> Subject: Support

11/04/2004 10:06 PM

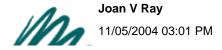
### Council,

I sent the attached opinion to the Journal Star. I hope they print my support for your actions in discussing the Patriot Act.

My letter is attached.

<u>e k a</u>

Richard Esquivel PATRIOTS ACT.doc



To: MVonbu1036@aol.com

CC:

Subject: Re: SMOKING BAN

Dear M. Von Busch: Your message has been received in the Council Office and will be forwarded to the

Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray City Council Office 555 South 10th Street Lincoln, NE - 68508 Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

MVonbu1036@aol.com



MVonbu1036@aol.com To: council@ci.lincoln.ne.us

11/05/2004 02:51 PM

CC:

Subject: SMOKING BAN

The smoking ban that was voted in by the people has a starting date of November 1st 2004. I was my understand that what ever the vote was we would have asmoking ban. Now I read the Mayor and others want to postpone what was voted in by the people of Lincoln. If the Mayor would like to know why people don't trust ore government this is but another reason.

The city officail fell they don't have to listen to the people even when there is a formal vote. the ban should be enforced as soon as the vote is certified. The City wanted it, the people voted for, enforce it.

Thank You Michael Von Busch 5123 Constituion ave.



To: Marshall Olds <molds2@unl.edu>

cc: commish@co.lancaster.ne.us, plan@ci.lincoln.ne.us, mayor@ci.lincoln.ne.us, council@ci.lincoln.ne.us

Subject: Re: Proposed motorcross track

Dear Mr. Olds: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray City Council Office 555 South 10th Street Lincoln, NE - 68508 Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

Marshall Olds <molds2@unl.edu>



Marshall Olds <molds2@unl.edu>

11/08/2004 08:47 AM

To: commish@co.lancaster.ne.us, plan@ci.lincoln.ne.us, mayor@ci.lincoln.ne.us, council@ci.lincoln.ne.us

CC:

Subject: Proposed motorcross track

Dear one and all,

I write to register my firm opposition to the construction of a motorcycle racetrack near Wilderness Park. It is a singularly stupid idea that would, if realized, bring nothing to our community except an unacceptable level of noise pollution, and ire and ill-will among citizens, too many of whom live in proximity to the proposed site. Like hog farms, such facilities must be relegated to the most remote and least inhabited areas.

I certainly expect you all to do your part in assuring intelligent and meaningful growth for our city.

Sincerely,

Marshall Olds



To: Karen Kersten <a href="kersten@nebraska.edu">kersten@nebraska.edu</a>
cc: mkrout@lincoln.ne.gov, council@ci.lincoln.ne.us
Subject: Re: Nov. 10 agenda item 1.4 Use Permit No. 04005

Dear Ms. Kersten: Your message has been received in the Council Office and will be forwarded to the

Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray City Council Office 555 South 10th Street Lincoln, NE - 68508 Phone: 402-441-6866

Phone: 402-441-6866 Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

Karen Kersten «kkersten@nebraska.edu»



Karen Kersten <kkersten@nebraska.e du>

CC

Subject: Nov. 10 agenda item 1.4 Use Permit No. 04005

To: mkrout@lincoln.ne.gov, council@ci.lincoln.ne.us

11/08/2004 08:58 AM

### Dear City Planners-

I attended a Highlands neighborhood meeting in September regarding a proposed new development in the area. I am writing to you to express my concern for the plan of an addition of 38 duplex units on NW 1st Street and Barons Road presented at that meeting and on the November 10th city planning meeting agenda.

When I moved into my home on NW 2nd Street, Bedford Street was a dead-end and the subdivision on Lombard street was still a vacant field. Since then, Bedford Street and the adjoining subdivision streets, West Lombard Drive, West Chancery Road, and West Brixton Drive as well as 102 single family homes have been added (see attached file). The median on NW 1st Street was never broken to accommodate this new subdivision. As a result all northbound traffic, which is everyone coming from the south where the rest of the city is located, was forced to use NW 2nd Street. The majority of the southbound traffic was also forced to use NW 2nd Street because only a right turn is allowed off of Barons Road due to the median on NW 1st Street.

The facts are NW 2nd Street was never designed as wide as NW 7th Street to allow for the volume of traffic, its is a bus route for both city and LPS buses, and in the last few years, has been forced to accommodate, at the very least, more than 102 additionally vehicles. The number of vehicles is actually most likely double that number since most families have more than one vehicle in toady's society. NW 2nd Street is already riddled with traffic and has gotten increasingly unsafe for the drivers using it as well as the homeowners and their children living on it. The situation will become even worse if another 38 vehicles, again it will actually be closer to 76 vehicles, are added to the existing congestion.

After discussing it with other neighbors in attendance at the neighborhood meeting, I believe the only way to accommodate the new duplex development is to correct the existing traffic problem before construction. A break in the median at NW 1st Street and Barons Road would provide a way to route traffic away from NW 2nd and directly into the duplex development. It would also provide a more direct route to the homes in the subdivision on West Lombard Drive whose residents currently use NW 2nd Street. I know a few may disagree because opening the median would create more traffic in the Lombard area. My argument to that is, it will be traffic from those living in that subdivision. Why should NW 2nd

bear all of the burden? Lombard homeowners will not see additional traffic from the duplex owners if the median is broken since townhome owners will turn into their subdivision before even reaching West Lombard Drive and West Chancery Road. Lombard homeowners are guaranteed to see that traffic if the median remains in place and the duplex owners have to go down NW 2nd street to get to their homes, not to mention the construction vehicles during the building process! It seems that balancing the traffic would be the fairest alternative and benefit everyone. An additional benefit of the median break would be to reduce traffic at NW 1st Street and Highlands Boulevard since everyone turns there to get to and from NW 2nd Street.

At the September meeting I was left with the impression that the majority of homeowners and the developers agreed that the median break is the best solution. I would like to thank you in advance for any help you can offer to make that happen.

Please let me know if there is anything I or the other homeowners on NW 2nd Street can do to further this solution.

Thank you again! Karen Kersten 4912 NW 2nd Street

438-3827

highlands.jpg





To: "Larson, DeAnna" <DLarson@lincolnplayhouse.com>

cc: "'plan@ci.lincoln.ne.us'" <plan@ci.lincoln.ne.us>,

"'council@ci.lincoln.ne.us'" <council@ci.lincoln.ne.us>,

"'commish@co.lancaster.ne.us'" <commish@co.lancaster.ne.us>,

"'mayor@ci.lincoln.ne.us'" <mayor@ci.lincoln.ne.us>

Subject: Re: proposed motorcycle race track

Dear Ms. Larson: Your message has been received in the Council Office and will be forwarded to the

Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office 555 South 10th Street Lincoln, NE - 68508 Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

"Larson, DeAnna" <DLarson@lincolnplayhouse.com>



"Larson, DeAnna" <DLarson@lincoInplay house.com>

11/08/2004 01:02 PM

To: "'plan@ci.lincoln.ne.us'" <plan@ci.lincoln.ne.us>,

"council@ci.lincoln.ne.us" <council@ci.lincoln.ne.us>,

"'commish@co.lancaster.ne.us'" <commish@co.lancaster.ne.us>,

"'mayor@ci.lincoln.ne.us'" <mayor@ci.lincoln.ne.us>

cc:

Subject: proposed motorcycle race track

i'm writing in concern about a proposed motorcycle race track that may be built between van dorn and south st near 1st st. i hope this won't happen.

i live just off south st. on s. 8th, back behind the soccer fields and humane society. it's a nice neighborhood, it's **quiet** and green and it has a lot of

families that enjoy these qualities. the idea of having racing motorcycle noise & dirt filter over our neighborhood is appalling. i'm sure there are plenty of

other places **outside** the city where this could be built. the land in question borders right on wilderness park, which is so convenient for me and others

to walk in and enjoy nature and the solitude. this would be ruined by the sound of whining engines, the dust and fumes. also, the land is part of the flood

plains, it has wetlands, a field and a wooded area that help support the wild life of this area. all this would be lost for a dirt track, what a waste. not to

mention the fact that it doesn't meet city codes on size and distance from residential & park areas, which the developer is trying to change too. is this

racetrack really something lincoln needs? i don't believe so and i hope that you put the concerns and well being of the citizens of this neighborhood over the desires of the developer.

deanna larson 2148 s. 8th st. lincoln, 68502 402-435-1131



November 5, 2004

Terry Werner
Council Member
City of Lincoln
County-City Building
555 So. 10th St.
Lincoln, Nebraska 68508

Aquila Networks P. O. Box 83008 Lincoln, NE 68501-3008

RECEIVED NOV 08 2004 CITY COUNCIL OFFICE

Dear Mr. Werner:

I want to take this opportunity to give you an update on Aquila's progress.

On the corporate level, the restructuring effort is nearing completion by exiting the wholesale energy trading business; selling non-core assets; restructuring our debt; and returning to the core business of regulated utilities and strengthening those operations.

Recent activities include settling the gas pre-pay contracts; accessing capital markets for \$447 million in equity and debt instruments; prepaying October 2004 debt, replacing the \$430 million 3-year loan with a \$220 million unsecured loan and securing \$125 million credit line to fuel potential cash needs during the winter months. As a result, the Nebraska natural gas distribution properties have been released as collateral for the debt and Aquila has received upgrades from the credit agencies.

Gas Supply has continued to utilize the portfolio approach in securing natural gas supplies to protect customers from the potential winter spike in natural gas costs. The Home Energy Options enrollment was recently completed with nearly 30% of the Lincoln residential customers signing up for the fixed price option.

In Nebraska, it is anticipated that Aquila will invest nearly \$9 million in 2004 capital expenditures, and is planning for over \$10 million in 2005. Growth continues with over 2,000 additional customers expected by year-end. The operations remain strong, meeting or exceeding the measurements for safety, meter reading accuracy, leak time response and system integrity. Several long-term franchise renewals have been completed this year.

Aquila has continued to work constructively with the Nebraska Public Service Commission. We have worked with the PSC to give back to Nebraska customers more than \$400,000 as a credit included in the monthly Purchase Gas Adjustment on their winter bills beginning in November. This credit includes several pipeline refunds (one of which is the Kansas ad valorem taxes), the true-up of refunds caused by interim rates in Aquila's most recent rate case and Nebraska's share of settlement agreements reached in Minnesota and lowa's purchased gas reviews.

Aquila will continue the tradition of providing safe, reliable, price-competitive utility service to our customers and communities, and we will continue providing service consistent with that strong performance record. Our professional service technicians and service staff are available 24 hours a day, 7 days a week to respond to emergencies and customer requests.

Please contact me at 402-437-1725 or Don Nordell, Manager Lincoln Operations, at 402-437-1779, should you have any questions, or if we can be of assistance to you.

Sincerely,

Steve Pella, Vice President, Nebraska Operations City Council Members,

MEUEIVED NOV 08 2004

Nov 5, 2004

Last Wed mostly out of curosity, I went out to watch the cross bikes racing on So. St. What I saw Somewhat surprised me and made me glad I went Iwatched Kids having Fun. Learning along with having a good time good sportsmanship, response. bility, interaction with other Kids, and most of all-Familys doing it together. Morn's helping get mud off both kids and bikes adads loading and unloading bikes. Little brothers and sisters and grandparents watching

With all the things that are wrong with families Loday, I saw a lot of right on that diff track out

there.

this is an expensive sport for parents but in the long run much less financeally, emotinally and every other way than having kids in trouble with the Law

this really is a good thing. I didn't see or hear any problems. As with everything, not all agree but I hope you will take a good look at it. the rewards to the Community from these Kids being a little better prepared to driving to having little sisters being so proud of her big brother again strenghing family boads. I was impressed with these things that you really can't see or put a dollar value on.

Please look at the big picture. You have a chance to make a difference for the better in these kids lives. Not everyone gets that, chance lodo that I guess that is one of the perks in your JOB- Who Knows, one of these kids that benefit from this might on day sit in your chair and have the same chance to help another generation Keep out of trouble.

As far as the moise - I didn't see Any.
When the kids were riding we still carried on
conversations. Sometimes we who are now
older need to try (being the opertive word)
to remember what is important here. It's
the family, not the same in some ways as
it use to be but exactly as it used to be
with loving, laughing & bonding;

us the major factor in this election, this afternoon out there was just a tiny snapshot of exactly that familys having fun. Just like

baseball, foolball, or motor cross.

this letter is not about noise, regulations, or whatever. It's about all of the things that you can't see, like familys teaching with out words, all the important things we all want our kids to know and like dad showing that young son how to take care of a fix that bike, and in a few more years, passing all to quick son repeating to his son.

And that's what its all about.

Sharmon familion 3530 VAL Incoln, Ne.



To: nko@NebrWesleyan.edu

cc:

Subject: Re: NO to motorcycle racetrack

Dear Ms. Olds: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray City Council Office 555 South 10th Street Lincoln, NE - 68508 Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us nko@NebrWesleyan.edu



 ${\bf nko@NebrWesleyan.ed}$ 

To: plan@ci.lincoln.ne.us, council@ci.lincoln.ne.us, commish@co.lancaster.ne.us, mayor@ci.lincoln.ne.us

11/08/2004 09:21 PM

Subject: NO to motorcycle racetrack

I urge you to block the proposal to build a motorcycle racetrack by Wilderness Park. Such a racetrack will destroy the peace and quiet that such an area is designed to provide. The noise pollution created by a motorcycle racetrack would be horrific. The incredible refuge that Wilderness Park provides to humans and animals alike would be ruined by such a racetrack. In addition, the land to be used has wetlands, a field and a wooded area which would all be destroyed by building this racetrack.

I ask that you make wise plans for our city that will protect these few acres of park land for generations to come.

Sincerely,

Nanne Olds



Joan V Ray

11/09/2004 08:50 AM

To: Jane H Kinsey <jakin3@juno.com>

cc:

Subject: Re: Motorcycle Racetrack

Dear Ms. Kinsey Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray

City Council Office 555 South 10th Street Lincoln, NE - 68508

Phone: 402-441-6866 Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

Jane H Kinsey <jakin3@juno.com>



Jane H Kinsey <jakin3@juno.com>

To: council@ci.lincoln.ne.us

CC:

11/08/2004 07:22 PM

Subject: Motorcycle Racetrack

Vote NO on motorcycle racetrack. Jane Kinsey



To: "Ganz, Deborah A" <dganz@kpmg.com>

CC:

Subject: Re: Motocross Track...HELP!

Dear Ms. Ganz: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray City Council Office 555 South 10th Street Lincoln, NE - 68508 Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

"Ganz, Deborah A" <dganz@kpmg.com>



"Ganz, Deborah A" <dganz@kpmg.com>

To: "'council@ci.lincoln.ne.us'" <council@ci.lincoln.ne.us>

CC:

11/09/2004 09:47 AM Subject: Motocross Track...HELP!

I bought a townhouse a couple months ago in a nice quiet neighborhood. I looked at townhouses in the Capitol Beach area but did not want to have to listen to the interstate noise. So I bought a place on Folsom Lane which I love. There are train tracks fairly close but the train traffic seems to be very limited. I don't seem to hear more than 5 trains in a 24 hour period. In addition, I knew the train tacks where there when I bought the place. I'm very concerned about the motocross track that is in the process of being approved on South Street, approximately 6 blocks from where I live. I can't imagine why anyone would want to disrupt a area like this. I am 50 years old and don't plan on moving soon, if ever. The track definitely belongs in the country and not within the Lincoln city limits. It is causing a lot of issues for the people living here, which will be brought up at the Nov. 10th meeting. After you listen to the issues, I hope you decide that this is not the place for the track and save the quietness that I have found in my new neighborhood.

Thanks for listening.

Deb Ganz 724 Folsom Lane

\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*\*

The information in this email is confidential and may be legally privileged. It is intended solely for the addressee. Access to this email by anyone else is unauthorized.

If you are not the intended recipient, any disclosure, copying, distribution or any action taken or omitted to be taken in reliance on it, is prohibited and may be unlawful. When addressed to our clients any opinions or advice contained in this email are subject to the terms and conditions expressed in the governing KPMG client engagement letter.

\*



To: Yelena Mitrofanova ymitrofanova2@unlnotes.unl.edu>

CC:

Subject: Re:

Dear Ms. Mitrofanova: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray City Council Office 555 South 10th Street Lincoln, NE - 68508 Phone: 402-441-6866

Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

Yelena Mitrofanova ymitrofanova2@unlnotes.unl.edu>



Yelena Mitrofanova <ymitrofanova2@unlno tes.unl.edu> To: council@ci.lincoln.ne.us

Subject:

11/09/2004 11:06 AM

I am in total opposition to Dr David Sumani's request for zoning changes and variance so that he can place a motocross track within the city limits. I do not feel that this would be a wise idea to place a track of that kind near facilities that are used by children due to the airborne contaminations that would be spread by this type of track.

Yelena (Helen) Mitrofanova Community Development Educator Lancaster County Extension Office 444 Cherrycreek Road, Suite A Lincoln, NE 68528-1507 402-441-6753 (ph.) 402-441-7148 (f) ymitrofanova2@unl.edu http://lancaster.unl.edu



To: Paul Haith <phaith@alltel.net>

cc:

Subject: Re: Fire Truck bids

Dear Mr. Haith: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for your input on this issue.

Joan V. Ray City Council Office 555 South 10th Street Lincoln, NE - 68508 Phone: 402-441-6866 Fax: 402-441-6533

e-mail: jray@ci.lincoln.ne.us

Paul Haith <phaith@alltel.net>



Paul Haith <phaith@alltel.net>

11/09/2004 01:20 PM

To: oped@journalstar.com, mayor@ci.lincoln.ne.us, council@ci.lincoln.ne.us

CC:

Subject: Fire Truck biids

### LINCOLN JOURNAL STAR

### LETTER TO THE EDITOR

Mayor Seng must accept the Procurement Appeals Board recommendation to re-bid the

fire truck procurement contract. Failure to do so further exemplifies the mistrust the

taxpayers have in their City administration. When the City Purchasing Agent, Vince

Mejer, stuck his neck out to question the bid process, it is indicative that something was

very wrong. Mr. Mejer should be commended for stepping foreward in revealing the

flawed bidding process. The re-bid process is going to cost the tax payers substantially

and the person (s) who were responsible for flawing the bid process should be held

accountable. It is the responsibility of the Mayor and her staff to provide good stuartship

of the tax payers dollars and this process is indicative that they are not. From a tax payers

point of view and a budget process, it would make much more sense to purchase one or

two fire trucks per year rather than all six at once. Also, if the fire trucks were used solely

for their intended use, rather than for trips to grocery stores, there useful life would be

longer. Chief Spadt's comment regarding the fire trucks being "Bandaided together" is a

slap in the face to the fire departments maintenance personnel. I think it is time for an

outside consultant (non-fire related) to do a through evaluation of the overall operation  $\ensuremath{\mathsf{N}}$ 

and duties of the fire department to include ideal placement of fire station that will meet the public safety needs of the City.

Paul R. Haith 2010 SO. 80th St. Lincoln, NE 68506 Home 402-489-0093 Office 402-489-2344



BOARD **President** Jeff White

President-Elect Peter Katt

Vice-President Chris Kingery

Secretary Barb Haith

Treasurer Tom Klein

**Directors** 

Robin Eschliman Lynette Helling Richard Herink Mark Hesser Maggie Higgins John Hoppe, Jr. Rick Krueger Rich Lorenzen Linda Wilson Doug Wyatt Paige Zutavern

Past Presidents

Richard Meginnis Connie Jensen Steve Bowers Randy Harre Hub Hall Larry Anderson Pat Kahm Joe Hampton Russ Bayer Debby Brehm Ron Écklund Bruce Bailey Fred Duven Ariene Sorensen Bob Bryant Ron Lockard Scott Stewart Hank Buis Marty Miller Dan Roth Ken Wentz Bob 5ikvta Jack Lorenzen

**Executive Director** Coby Mach

Legal Counsel Bill Harding

**COMMITTEE CHAIRS** Advisory

Richard Meginnis **Budget Monitoring** 

Paul Edwards **Civic Appointments** 

Linga Wilson Convention

Peter Katt Foundation Tom Klein

**Government Caucus** LaDawn Sperling

Membership Debby Brehm

Russ Bayer **Public Relations** 

Phil Young School Liaison Dan Alberts

Tax Efficiency Joe Hampton

Larry Anderson

# Lincoln Independent Business Association

620 No. 48th St., Suite 205 . Lincoln, NE 68504 Phone: 466-3419 • Fax: 466-7926 • www.liba.org

November 8, 2004

Mayor Coleen Seng City of Lincoln 555 S. 10th Street Lincoln, NE 68508

Dear Mayor Seng:

The Lincoln Independent Business Association (LIBA) would like to express our concern over the recent bidding for new fire trucks. It would appear from the Journal Star article, (Sunday, October 31. 2004) that the accepted bidder did not meet the city bid specifications and that there were meetings between the bidder (EDM) and city officials that other bidders were not invited to.

Danko Emergency Equipment Co. indicates that EDM had at least 20 exceptions to the specifications that had been approved by city officials. Some of these exceptions would appear to be rather major and would have an impact on the safety and life expectancy of the fire trucks. For example, double channel frame rails vs. single channel frame rails, 18,000 lb. axle vs. a 16,000 lb. axle, and fiberglass ladders vs. aluminum ladders. Of the items listed, it's the frame that is of major concern. The bid specs from the city asked for a "Bend Radius" of 3,300,000. In contrast, the EDM bid is using a bend radius of 1,600,000. Danko further indicates that if the EDM bid would have met the City specifications it would have added approximately \$22,000,00 per fire truck.

It would appear that the City is accepting vehicles that do not meet the specifications that the city provided or have accepted a bid that varied from the specifications that were not made available to other bidders. If the article in the Journal Star is correct and the concern by Danko Emergency Equipment Co. is correct, the City should rebid the contract. Failure to do so puts the City's administration public trust in question and would be another example of why the roads bond issue failed earlier this year. It is paramount that the city administration serve the tax payers and residents of this city in an open and prudent manner.



#### BOARD

President Jeff White

President-Elect

Peter Katt Vice-President

Chris Kingery

Secretary Barb Haith

Treasurer Tom Kleio

Directors

Robin Eschliman Lynette Helling Richard Herink Mark Hesser Maggie Higgins John Hoppe, Jr. Rick Krueger Rich Lorenzen Linda Wilson Doug Wyatt Paige Zutavern

#### Past Presidents

Richard Meginnis Connie Jensen Steve Bowen Randy Harre Hub Ĥall Larry Anderson Pat Kahm Joe Hampton Russ Baver Debby Brehm Ron Ecklund Bruce Bailey Fred Duven Ariene Sorensen Bob Bryant Ron Lockard Scott Stewart Hank Buis Marty Miller Dan Roth Ken Wentz Bob Sikyta Jack Lorenzen

#### **Executive Director** Coby Mach

Legal Counsel Bill Harding

**COMMITTEE CHAIRS** 

Advisory

Richard Meginnis

**Budget Monitoring** Paul Edwards

Civic Appointments Linda Wilson

Convention Peter Katt

Foundation

Tom Klein

Government Caucus LaDawn Sperling

Membership

Debby Brehm

Russ Bayer

**Public Relations** Phil Young

School Liaison Dan Alberts

Tax Efficiency Joe Hampton

Youth

Larry Anderson

# Lincoln Independent Business Association

620 No. 48th St., Suite 205 . Lincoln, NE 68504 Phone: 466-3419 • Fax: 466-7926 • www.liba.org

LIBA would like to encourage the City to consider the following:

- 1. Re-bid the fire truck purchase.
- 2. A thorough investigation into the bidding process for these fire trucks.
- 3. Consider an independent consultant to evaluate the overall operation of the fire department to include fire station locations. (Consultant(s) should be knowledgeable and objective, and from inside and outside the community)
- 4. Establish city priorities that will identify what is essential vs. desirable in the use of taxpavers resources.

Sincerely,

Coby Mach Lincoln Independent Business Association

# AD DENDUM TO DIRECTORS' AGENDA MONDAY, NOVEMBER 15, 2004

### I. MAYOR

- 1. NEWS RELEASE RE: America Recycles Day Is November 15-Those who sign pledges to recycle can win prizes (See Release)
- 2. NEWS RELEASE RE: Mayor Seng's Veterans Day Message (See Release)
- 3. NEWS ADVISORY RE: Mayor Seng's Public Schedule Week of November 13 through 19, 2004 Schedule subject to change (See Advisory)

### II. CITY CLERK - NONE

### III. CORRESPONDENCE

- A. COUNCIL REQUESTS/CORRESPONDENCE NONE
- B. DIRECTORS AND DEPARTMENT HEADS NONE

### C. MISCELLANEOUS

- 1. Press Conference Notification from Paula Thomassen, Director of Events & Communications, Lincoln Chamber of Commerce RE: The Lincoln Chamber of Commerce along with the City of Waverly will be announcing a local major new employer for the Lincoln/Lancaster County area at a Press Conference on Monday, November 15, 2004 at 9:00 a.m. at the Waverly City Hall (See Release)
- 2. E-Mail from William Dugan RE: City liability on Sept. 4<sup>th</sup>, I was involved in an incident leaving the football game in Lincoln involving a City bus which was waived through a red light by a Lincoln Policeman and hit the real quarter of my car City Attorney denied my automobile damage claim on the basis that I should have seen the bus (See E-Mail)



# NEWS RELEASE

MAYOR COLFFN . I SFNG

lincoin.ne.gov

### PUBLIC WORKS AND UTILITIES DEPARTMENT

Recycling Office, 2400 Theresa Street, Lincoln, NE 68521, 441-7043, fax 441-8735

FOR IMMEDIATE RELEASE: November 10, 2004

FOR MORE INFORMATION: Gene Hanlon, Recycling Coordinator, 441-7043

### AMERICA RECYCLES DAY IS NOVEMBER 15

Those who sign pledges to recycle can win prizes

Lincoln area residents have the opportunity to win local and national prizes by signing pledge cards making a commitment to increase their recycling efforts over the next year. The prize drawing is part of the eighth anniversary of America Recycles Day on November 15, a nationwide campaign to promote increased recycling and buying recycled-content products.

"We've found that people take their recycling pledges seriously," said Kate Krebs of the National Recycling Coalition. "Once they sign their pledge to recycle and buy recycled, they feel more committed to the program and doing their part. The prizes that are given away through random drawings are just an additional incentive to do the right thing."

Local adult prizes are a year's worth of free curbside recycling courtesy of Recycling Enterprises and scratch lottery tickets from the Nebraska Lottery. Nationally, adults have a chance to win a new Ford Escape Hybrid, the first vehicle to combine SUV capability with the outstanding fuel economy and low environmental impact of a full hybrid. The local prizes for those under 18 years old are a \$100 gift certificate from Best Buy courtesy of Von Busch and Sons Refuse and a \$75 gift certificate to Wal-Mart. Nationally, young people can win one of five Trek model 4300 24-speed bicycles made from recycled aluminum.

Pledge cards are available at these locations:

- The customer service counters of any Russ's Market
- Both Wal-Mart stores 4700 North 27th Street and 8700 Andermatt Drive
- Leon's Food Mart, 2200 Winthrop Road
- A-Can Recycling, 3255 South 10th Street
- A & J Recycling, 3400 North 22nd Street
- Alter Scrap Processing, 525 "N" Street
- Mid-City Recycling, 4900 Vine Street

The Lincoln Journal Star will print a copy of the pledge card in the newspaper on Monday, November 15. They can be deposited at the above locations as well as the Lincoln Journal Star, 926 "P" Street; the Cooperative Extension Office, 444 Cherrycreek Road; and the Justice and Law Enforcement Center, 575 South 10th Street. Pledges also can be made online at www.americarecyclesday.org. Pledge cards must be submitted by Friday, November 19.

America Recycles Day November 10, 2004 Page Two

A "Waste Reduction and Recycling Guide" will be inserted into Lincoln Journal Star on Sunday, November 14, and activities for elementary-aged children will be highlighted during the week of November 15 as part of the Newspapers in Education program. The Nebraska Department of Environmental Quality provided funds for the education effort.

More information on recycling or America Recycles Day 2004 is available from the local recycling hot line at 441-8215.



# NEWS RELEASE

MAYOR COLEEN J. SENG

jincoln.ne.gov

### OFFICE OF THE MAYOR

555 South 10th Street, Lincoln, NE 68508, 441-7511, fax 441-7120

FOR IMMEDIATE RELEASE: November 10, 2004

FOR MORE INFORMATION: Diane Gonzolas, Citizen Information Center, 441-7831

### MAYOR SENG'S VETERANS DAY MESSAGE

"As our brave troops continue to serve in Iraq and around the globe, our nation pauses to honor those veterans who came before. This is a day to proudly fly our flags, to reflect on the ideals of freedom and to thank those who have risked their lives for our great country. Our veterans and those dedicated men and women now serving our country are true heroes, and their patriotism is an inspiration for all generations."



# SORY

lincoln.ne.gov

Date: November 12, 2004

Contact: Diane Gonzolas, Citizen Information Center, 441-7831

### Mayor Seng's Public Schedule Week of November 13 through 19, 2004

Schedule subject to change

Saturday, November 13

NAACP banquet, welcome remarks - 6 p.m. social hour, 7 p.m. dinner, Comhusker Hotel, 333 South 13th Street

Sunday, November 14

VFW Post Home grand opening, remarks - 1 p.m., 5721 Johanna Road

Monday, November 15

Wastecap of Lincoln ribbon-cutting for new education truck, remarks and proclamation - 10 a.m., Artisan Creed, 6220 Logan in Havelock

Recognition of employers by Nebraska Workforce Development, proclamation - 1:30 p.m. at the beginning of the City Council meeting, 555 South 10th Street

Tuesday, November 16

Tour of Husqvarna, Beatrice - bus leaves Lincoln at 10 a.m., bus leaves Beatrice at 12:30 p.m.

Wednesday, November 17

UNL International Education Week, welcome and proclamation - 11:45 a.m., UNL City Union, Union Square, second floor

KFOR live call-in show - 12:30 p.m., 3800 Comhusker Highway

Lincoln Action Program Phoenix Awards, remarks and present awards - 6:30 p.m., Ridnour Room, Ridnour Plaza, 809 "P" Street

Thursday, November 18

- News conference on Star City Holiday Parade 10 a.m., float factory in Waverly (A map will be
- YWCA "Open Door" luncheon 12:30 p.m., Georgian Room, YWCA, 1432 "N" Street
- Farewell for Sandy Rupp of the United Way, remarks 5 p.m., Lincoln Chamber of Commerce, 1135 "M" Street, Suite 200
- Douglas Grand opening, remarks 6 p.m., 13th and "P" streets

Friday, November 19

- Matt Talbot Kitchen recognition, remarks 9:30 a.m., 1911 "R" Street
- Seniors Foundation recognition reception, remarks 5:30 p.m. (event begins at 5 p.m.), The Nebraska Club, U.S. Bank Building, 233 South 13th Street, Suite 2000

Tammy J Grammer

11/15/04 08:02 AM

To: campjon@aol.com, jcookcc@aol.com, glenn@friendt.com, amcroy@mccrealty.com, newman2003@neb.rr.com, ksvoboda@alltel.net, twernerLnk@aol.com

CC:

Subject: Press Conference Notification

Council.

FYI -

Tammy

---- Forwarded by Tammy J Grammer/Notes on 11/15/04 08:03 AM -----



"Kathy Hale" <khale@LCOC.com> 11/12/04 04:43 PM

To:

Subject: Press Conference Notification

For additional information/questions, please contact:

Paula Thomassen

Director of Communications

402/436-2355

### **Press Conference**

The Lincoln Chamber of Commerce along with the city of Waverly will be announcing a local major new employer for the Lincoln/Lancaster County area at a press conference on Monday, November 15, 2004at 9:00 a.m. at the Waverly City Hall, 14130 Lancashire, Waverly, NE (see directions below)

This new employer will bring a significant number of jobs as well as capital investment to the area.

Directions: Go east on Cornhusker Hwyto Waverly. At the light (141<sup>st</sup> St.) turn left. Go over the railroad tracks for 3 blocks to Lancashire St. Turn right and go ½ block to City Hall.

### Paula Thomassen

Director of Events & Communications

LincolnChamber of Commerce

1135 M Street, Suite200

PO Box 83006

Lincoln, NE68501-3006

402.436-2355

pthomassen@LCOC.com

Protection & Privacy Notice: This communication, along with any attachments, is covered by federal and state law governing electronic communications and may contain confidential and privileged information. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this message is strictly prohibited. If you have received this message in error, please reply immediately to the sender and delete this message.



Joan V Rav

11/15/2004 08:46 AM

To: Bill Dugan <wfd@duganinc.com>

cc:

Subject: Re: City Liability

Dear Mr. Dugan: Your message has been received in the Council Office and will be forwarded to the Council Members for their consideration. Thank you for bringing this situation to our attention.

Joan V. Rav

City Council Office 555 South 10th Street

Lincoln, NE - 68508

Phone: 402-441-6866

Fax:

402-441-6533

e-mail: jray@ci.lincoln.ne.us

Bill Dugan <wfd@duganinc.com>



Bill Dugan <wfd@duganinc.com>

11/13/2004 08:49 AM

To: "'council@ci.lincoln.ne.us'" <council@ci.lincoln.ne.us>

cc:

Subject: City Liability

### Dear Council Members and Mayor:

Over two months ago (Sept. 4) I was involved in an incident leaving the football game in Lincoln involving a City bus which was waved through a red light by a Lincoln Policeman and hit the real quarter of my car. I was going through a turn lane on a green light (Lincoln Police Dept. report A4-098874). Although no one at the scene or in the accident report questioned the cities liability, your city attorney denied my automobile damage claim on the basis that I should have seen the bus. This would have meant that I would have had to turn over 160 degrees in my seat ignoring the traffic ahead. Obviously he either couldn't understand the report or this is standard practice on any claims addressing the city.

It is a sad example that I have to spend the funds to pursue this legally but I feel sorry for those residents and non residents that do not have the resources to do so. I feel this is a sad practice for a city that houses our University and Capital and, if this is standard policy, should be reviewed by you.

William F Dugan 1730 E. 12<sup>th</sup> Fremont, NE 68025

# DIRECTORS' MEETING MINUTES MONDAY, NOVEMBER 15, 2004 CONFERENCE ROOM 113

**Council Members Present:** Terry Werner, Chair; Ken Svoboda, Vice-Chair; Jon Camp, Jonathan Cook, Patte Newman, Glenn Friendt, Annette McRoy.

**Others Present:** Mayor Coleen Seng, Mark Bowen, Ann Harrell, Corrie Kielty, Lin Quenzer, Mayor's Office; City Clerk, Joan Ross; Dana Roper, City Attorney; Directors and Department Heads; Darrell Podany, Aide to Council Members Camp, Friendt, & Svoboda; Tammy Grammer, City Council Staff and Butch Mabin, Lincoln Journal Star Representative.

[Directors' Meeting convened at 11:13 a.m.]

### I. MAYOR

Mayor Coleen Seng stated today is America Recycling Day. This morning had the opportunity to see the new traveling Educational Center. Provided through money from DEQ and Waste Cap. Hopes everyone has the occasion to view.

Bruce Dart (Health Department) said they had a great turnout for the flu shots on Saturday. Tremendous efforts of the Lincoln School System, especially the staff at Lincoln East and the Health Department. They served over 1,500 people and opened early as there was a line at 6:00 a.m. They will now be giving flu shots on a walk-in basis at the Health Department to the high risk population probably on Thursday.

Marvin Krout (Planning Department) brought up Pine Hills Road, which was an entrance to 12 lots and possibly more to the east off of 84th Street and the debate as to whether it would be a public or private street and the standards required. He stated the Planning and Public Works Department have agreed to a compromise with the applicant, allowing the road to be approved as a private street. In the future should a connection be extended to the east, the applicant agreed the access to 84th Street would be closed and would come from another direction. Mr. Krout stated private streets provide for the internal traffic generated by the development as opposed to being a collector street for potential additions. As 84<sup>th</sup> Street is a major arterial on their plan it would have fewer disruptions or openings and with the compromise the access would be indirect like a cul-de-sac private street. Ms. Newman commented this would only be the east connection, doesn't matter what the south connection would be. Mr. Krout responded those could be private also. Mr. Cook commented it sounds more long term the applicant was agreeable. Mr. Krout indicated they talked about the connection to the south his main concern was that it would be so indirect and involve so many turns to get into the cul-de-sac it wouldn't be marketable. Mr. Werner commented an amendment had been prepared and Allan Abbott added theoretically Mark Hunzeker is sending to Council, and if it happens they'll have a compromise. Mr. Cook

commented on the street closure questioning if the City or the homeowners would pick up the bill. Mr. Krout replied the City would close it but haven't discussed payment. Mr. Krout indicated there should be a written policy stating where public and/or private streets make or don't make sense and he does intend to follow up with a more formal policy which would be understood by the development community. Mr. Abbott agreed this would be the way to proceed.

Larry Williams stated the NAACP event held last Saturday night was a very satisfying evening with a Chief Operating Officer of the NAACP as their keynote speaker. The people who received awards for community, and other services, were deserving. Joyce Welsch stated almost 400 people attended the event.

Mayor Seng commented the City did not have a specific event for Veterans Day this year but strongly feels they should definitely plan for next year, with Council's agreement.

At this time Mayor Seng read her statement on "Appeals on the Pumper Trucks". [See Attachment]

- 1. Response E-Mail from Mark Bowen to Pat Henry RE: Money for City streets. NO COMMENTS
- 2. NEWS ADVISORY Mayor Coleen Seng and officials of the Public Works & Utilities Department giving update on the City wastewater construction projects during a news conference, 10:15 a.m., Tuesday, November 9th at the Theresa Street Wastewater Treatment Facility, 2400 Theresa Street. NO COMMENTS
- 3. NEWS RELEASE Local Recyclers Accepting Political Yard Signs. NO COMMENTS
- 4. NEWS RELEASE Mayor Presents October Award Of Excellence. NO COMMENTS
- 5. NEWS RELEASE Improvements underway to City's Wastewater System Treatment plant and sewer projects, total \$105.8 million. NO COMMENTS

### II. DIRECTORS

Don Herz reminded Council that they're issuing the Revenue Bonds tomorrow. So, if any Council member is interested in observing an Internet Auction he has information for time and location.

Mr. Werner congratulated Larry (Williams) and Joyce (Welsch) on the dinner the other night, it was well done.

### FINANCE/ACCOUNTING

1. Material from Mark Leikam, City of Lincoln Keno Auditor - RE: Quarterly Keno Audit - (See Letter). — NO COMMENTS

### **HEALTH**

1. NEWS RELEASE - Health Department to Provide Flu Shots to High Risk Individuals. — NO COMMENTS

### **PLANNING**

- Letter from Tom Cajka to Michael Johnson, Olsson Associates RE: Beck & Oldfather Addition Final Plat #03003, located at Old Cheney Road & S. 70<sup>th</sup> Street.
   — NO COMMENTS
- 2. Letter from Brian Will to Mike Johnson, Olsson Associates RE: CORRECTED LETTER-Pine Lake Heights South 11<sup>th</sup> Addition Final Plat #04090, located at South 33<sup>rd</sup> Street and Yankee Hill Road. NO COMMENTS
- 3. Memo & maps from Ray Hill Bill #04-201, Change of Zone #04057 and Bill #04R-290, Special Permit #04042-Lattimer's CUP. NO COMMENTS

### WEED CONTROL AUTHORITY

1. Combined Weed Program - City of Lincoln - October 2004 Monthly Report. — NO COMMENTS

### III. CITY CLERK

City Clerk Joan Ross stated to Council on their Agenda today for Item 7 there's a request to continue public hearing until November 29<sup>th</sup>. That's her fault, she didn't give them enough notice and Mr. Werner said okay. [04R-294, Assessing the demolition and utility abandonment expense incurred by the City against the property commonly known as 1819 Washington Street.]

Mr. Werner addressed Police Chief Casady saying there was concern about security for the public hearing on the 29<sup>th</sup>. He suggested taking extra precautions and maybe having another officer at the hearing or an officer in uniform. Chief Casady agreed.

Regarding the delay Mr. Cook asked if anyone would show up today or have they been informed it will be on the 29<sup>th</sup>. City Clerk Joan Ross stated she sent letters to the attorney and Mr. Heffelbower and in fact she has also talked to the attorney. She has also spoken with Ross Fosler about it, so he's aware of it.

### IV. COUNCIL

### A. COUNCIL REQUESTS/CORRESPONDENCE

### JONATHAN COOK

Mr. Cook asked about plans for the medians near Sunken Gardens. Jerry Shorney stated they're doing a cross-walk on 27<sup>th</sup> Street and perhaps plant perennials and low growing flowers in the refuge area and the large median.

Mr. Cook stated he received a call regarding sidewalks in UNI Place, which he mentioned to Councilperson Newman. Apparently some sidewalks along 48<sup>th</sup> Street have been under repair for some time and businesses are complaining, they wanted to know the status and why it is taking longer than normal. Mayor Seng commented that project has been a long time effort. Marc Wullschleger (Urban Development) indicated he was out there on Wednesday and rain has caused problems. They have not received any complaints, but one day is too long for people to go without their sidewalk. Mr. Wullschleger indicated they're monitoring it.

Mr. Cook asked about the status of the motocross race track because of what was written in the newspaper that they might withdraw it. Will it be withdrawn or is it coming before Council? Marvin Krout (Planning) stated they're waiting to see if it is withdrawn before sending out follow up letters to interested parties. They're waiting for information, he thinks they should probably know by the end of the day. At this time they have not heard anything on that, but they've heard about other possible sites. Mr. Cook said he thought it might be introduced on November 29<sup>th</sup>, but because of the status the public hearing would be on December 6<sup>th</sup> if it went forward. Mr. Krout said correct. Mr. Friendt asked if they normally send letters out in situations like this to find out what people are going to do? Mr. Krout answered no, not to find out what they're going to do but rather a courtesy letter to people involved in the public hearing process to let them know whether the case has been withdrawn or if it's been scheduled and what time they can expect the City Council to hear it. Mr. Friendt asked if doing this is part of the normal course. Mr. Krout answered yes, but usually not to this many people, luckily almost everyone uses e-mail. Mr. Camp requested the City Council be included so everyone is aware of what's happening.

- 1. OUTSTANDING Request to **Harry Kroos, Public Works & Utilities Dept., Sidewalk Inspector** RE: Sidewalk Ramps (RFI#119-10/07/04). NO COMMENTS
- 2. Request to Allan Abbott, Public Works & Utilities Director RE: Stop Signs at 30<sup>th</sup> & Calvert (RFI#121-11/03/04). NO COMMENTS

### **GLENN FRIENDT**

- 1. OUTSTANDING Request to Public Works /Law /Urban Development RE: Alley improvements (RFI#38 8/16/04). 1.) SEE RESPONSE FROM DENNIS BARTELS, PUBLIC WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#38 8/23/04.— 2.) SEE RESPONSE FROM JEFF COLE, URBAN DEVELOPMENT DEPARTMENT RECEIVED ON RFI#38 8/26/04. Mr. Friendt stated he's still waiting for a follow up from Dana Roper on this request. Dana Roper stated he's waiting for an answer from Urban Development.
- 2. OUTSTANDING Request to Allan Abbott, Public Works & Utilities Director/
  Marvin Krout, Planning Director RE: Williamsburg Lake Dredging (RFI#39 8/17/04). 1.) SEE RESPONSE FROM KARL FREDRICKSON, PUBLIC
  WORKS & UTILITIES DEPARTMENT RECEIVED ON RFI#39-10/01/04. —
  Mr. Friendt stated he's still waiting for a follow up from Allan Abbott on this
  request, he'd like a confirmation of what our ordinance is. Mr. Abbott stated okay.

Mr. Friendt stated he would like to speak with Roger Figard after the Directors' Meeting today.

### **ANNETTE McROY - NO COMMENTS**

1. Request to Public Works & Utilities Department, Traffic Division - RE: Hwy 77/West "O" Street (RFI#161 - 11/08/04). — NO COMMENTS

### PATTE NEWMAN

Ms. Newman commented on the garbage on Charleston Street, asking Mike Merwick (Building and Safety) if it's been taken care of. Mr. Merwick replied no. Ms. Newman wondered if it's turned into a Health Department issue. Bruce Dart (Health Department) indicated it's garbage and trash, which is a nuisance issue, and staff is trying to address it now. Ms. Newman inquired as to how long the process would take. Mr. Dart replied it depends on how quickly the owner of the property responds. They were notified Friday, and given 5 days before rechecking. Ms. Newman also questioned how long it takes the Health Department to get information from the Neighborhood hotline, as it was 7-8 days already. Mr. Dart commented he really has no idea how long it takes from that venue to his office. Mr. Dart stated to Ms. Newman they didn't know about it until they got her e-mail on Friday. Ms. Newman said there were items such as a mattress, box springs, tire, sacks of garbage, raccoons, and swilling over in the North Bottoms and a complaint had been filed with the Neighborhood hotline and nothing had been done.

Lin Quenzer indicated the hotline originates with Urban Development and she monitors it when people call in if they request it. Usually calls are taken off the hotline two or three times a week, depending on how much it fills up and are routed to the correct department. Building & Safety takes care of blight issues. However, when there is garbage involved it shifts the focus over to the Health Department and this may not have been

absolutely clear to whoever took the calls off the hotline. However, as Mr. Dart stated once the Health Department receives it's a matter of days until the notification is given to the property owner and if they don't clean up, we will. We'll get it done very quickly as it's an imminent health risk, if there's garbage being spread about.

1. Request to Marc Wullschleger, Urban Development; Don Herz and Steve Hubka, Finance; Allan Abbott and W. Telen, Public Works; <del>Dana Roper, City Attorney</del>; Marvin Krout, Planning - RE: Antelope Valley Project, Tax Increment Financing (in relationship to non-profit organizations and the current Michigan and Connecticut court cases on eminent domain and their effects on T.I.F funding here) and Consultants and Consulting fee funding. (RFI #27 - 10-01-04). — 1.) SEE RESPONSE FROM MARVIN KROUT, PLANNING DIRECTOR RECEIVED ON RFI#27-10/06/04.—2.) SEE RESPONSE FROM JOEL PEDERSEN, CITY LAW DEPARTMENT RECEIVED ON RFI#27 - 10/18/04.—NO COMMENTS

### **TERRY WERNER**

- 1. OUTSTANDING Request to **Vince Mejer, Purchasing Agent** RE: Notice to Bidders #04-110 Television Equipment (RFI#132 6/16/04). Werner stated this Request For Information (#132) can be removed from the Agenda.
- 2. Request to Dana Roper, City Attorney RE: Butchering Animals (RFI#138-11/01/04). NO COMMENTS

### **KEN SVOBODA - NO COMMENTS**

### JON CAMP - NO COMMENTS

### B. COUNCIL COMMENTS - NO FURTHER COMMENTS

### V. MISCELLANEOUS

- 1. Response E-Mail from Pat Henry to Mark Bowen RE: Money for City streets. NO COMMENTS
- 2. E-Mail from Richard Esquivel RE: The Patriots Act. NO COMMENTS
- 3. Received reports from Lincoln Electric System on November 4, 2004 RE: The 2005 LES Budget (Council received their copies of reports in their packets on 11/04/04)(Copy of reports on file in the City Council Office)(No Attachment). NO COMMENTS

- 4. E-Mail from Michael Von Busch RE: Smoking Ban. NO COMMENTS
- 5. E-Mail from Marshall Olds RE: Proposed motocross track. NO COMMENTS
- 6. E-Mail from Karen Kersten RE: Use Permit #04005-A proposed new development in the Highlands area-for the plan of an addition of 38 duplex units on NW 1<sup>st</sup> Street & Barons Road on the Nov. 10<sup>th</sup> City Planning Commission Agenda. NO COMMENTS
- 7. E-Mail from Deanna Larson RE: Proposed motorcycle race track. NO COMMENTS
- 8. Letter from Steve Pella, Vice President, Nebraska Operations, Aquila RE: An update on Aquila's progress. NO COMMENTS
- 9. Letter from S. Hamilton RE: Proposed motocross race track. NO COMMENTS
- 10. E-Mail from Nanne Olds RE: NO to motorcycle race track. NO COMMENTS
- 11. E-Mail from Jane Kinsey RE: NO to motorcycle race track. NO COMMENTS
- 12. E-Mail from Deb Ganz RE: Motocross Track... HELP! NO COMMENTS
- 13. E-Mail from Yelena Mitrofanova RE: NO to motorcycle race track. NO COMMENTS
- 14. E-Mail from Paul Haith RE: Fire Truck bids. NO COMMENTS
- 15. Letter from Coby Mach, Lincoln Independent Business Association (LIBA) to Mayor Coleen Seng RE: Would like to express their concern over the recent bidding for new fire trucks. NO COMMENTS

### **ADDENDUM - (For November 15<sup>th</sup>)**

### I. MAYOR

- 1. NEWS RELEASE RE: America Recycle Day Is November 15-Those who sign pledges to recycle can win prizes. NO COMMENTS
- 2. NEWS RELEASE RE: Mayor Seng's Veterans Day Message. NO COMMENTS
- 3. NEWS ADVISORY RE: Mayor Seng's public schedule week of November 13 through 19, 2004 Schedule subject to change. NO COMMENTS

### II. CITY CLERK - NONE

### III. CORRESPONDENCE

- A. COUNCIL REQUESTS/CORRESPONDENCE NONE
- B. DIRECTORS AND DEPARTMENT HEADS NONE
- C. MISCELLANEOUS
- 1. Press conference notification from Paula Thomassen, Director of Events & Communications, Lincoln Chamber of Commerce RE: The Lincoln Chamber of Commerce, along with the City of Waverly, will be announcing a local major new employer for the Lincoln/Lancaster County area at a Press Conference on Monday, November 15, 2004 at 9:00 a.m. at the Waverly City Hall. NO COMMENTS
- 2. E-Mail from William Dugan RE: City liability on Sept. 4<sup>th</sup> involved in an incident leaving the football game in Lincoln which involved a City bus, which was waived through a red light by a Lincoln policeman, which hit the rear quarter of my car City Attorney denied my automobile damage claim on the basis that I should have seen the bus. NO COMMENTS

[End of Addendum]

VI. MEETING ADJOURNED - Approximately at 11:35 a.m.

dm111504/tjg